

Committee Room,
Austin, Texas, March 20, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: A minority of your Committee on Insurance, Statistics and History, to whom was referred Senate bill No. 435, have had the same under consideration and beg leave to report the same back to the Senate with the recommendation that it do pass.

HUDSPETH.

Committee Room,
Austin, Texas, March 20, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on State Affairs, to whom was referred

Senate Concurrent Resolution No. 24, To provide for the creation of a commission to report to the Thirty-fourth Legislature of Texas a complete system of judicial reform, providing for the expenses of said commission, defining the qualifications and duties of said commissioners, and making an appropriation to carry the same into effect,

Have had the same under consideration and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

BRELSFORD, Chairman.

FIFTY-FIRST DAY.

Senate Chamber,
Austin, Texas,
Friday, March 21, 1913.

The Senate met pursuant to adjournment, and was called to order by Lieutenant Governor Will H. Mayes.

Roll call, a quorum was present, the following Senators answering to their names:

Astin.	Morrow.
Bailey.	Murray.
Brelsford.	Nugent.
Carter.	Paulus.
Collins.	Real.
Conner.	Taylor.
Cowell.	Terrell.
Darwin.	Townsend.
Gibson.	Vaughan.
Greer.	Warren.
Hudspeth.	Watson.
Johnson.	Weinert.
Kauffman.	Westbrook.
Lattimore.	Wiley.
McGregor.	Willacy.
McNealus.	

Prayer by the Chaplain, Rev. H. M. Sears.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Darwin.

(See Appendix for petitions and memorials and standing committee reports.)

FIRST HOUSE MESSAGE.

Hall of the House of Representatives,
Austin, Texas, March 20, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

Senate bill No. 460, A bill to be entitled "An Act to create a more efficient road system for Bastrop county, and declaring an emergency."

Senate bill No. 415, A bill to be entitled "An Act to repeal Chapter 93 of the Special Laws of the State of Texas passed by the Thirtieth Legislature, approved April 17, 1907, so far as same applies to Jasper county, and to repeal Chapter 95 of the Special Laws of the State of Texas, passed by the Thirty-first Legislature, approved March 16, 1909, and provided that the General Road Law of the State of Texas shall be in effect in Jasper county."

Senate bill No. 420, A bill to be entitled "An Act to amend Section 3, Section 5, Section 6 and Section 9, of Chapter 38, of Special Laws of the Thirty-second Legislature, creating a special road law for Wood county, Texas, and declaring an emergency."

Senate bill No. 407, A bill to be entitled "An Act to incorporate the McGregor Independent School District in McLennan county, Texas, for free school purposes only, describing its boundaries divesting the city of McGregor of the control of its public schools and title to school property and vesting the same in the said McGregor Independent School District and its board of school trustees; providing for a board of school trustees for the control and management of the said independent school district; prescribing the rights and powers and privileges and duties of the said McGregor Independent School District and its board of school trustees; providing for a treasurer of school funds of the district, and declaring an emergency."

Senate bill No. 442, A bill to be entitled "An Act to authorize Hemphill county, Texas, to lay out, construct and main-

tain roads and bridges, and exempting said county from the limitations contained in Article 613, Title 18, Chapter 1, Revised Civil Statutes of 1911, and declaring an emergency."

Senate bill No. 404, A bill to be entitled "An Act to provide for a high school to be located at Hale Center, in Hale county, Texas, and giving its boundaries and defining the duties and privileges of same, and giving authority to levy taxes to maintain said high school, and declaring an emergency."

Senate bill No. 422, A bill to be entitled "An Act to amend an act entitled 'An Act to authorize and empower Robertson county, or any political subdivision of said county, by a vote of a two-thirds majority of the resident property taxpayers, qualified voters of such county or political subdivision thereof, voting thereon; to issue bonds to any amount not exceeding one-fourth of the assessed valuation of the real property of such county or of such political subdivision of such county, and to levy and collect taxes to pay the interest on such bonds, and to provide a sinking fund for the purpose of constructing, maintaining and operating macadamized, graveled or paved roads and turnpikes, and prescribing ways and means of conducting and supervising said work, and declaring an emergency,' passed at the First Called Session of the Thirty-second Legislature, and approved August 31, 1911, by adding thereto Sections 34, 35, 36 and 37, providing for the deposit and disbursement of funds arising under this act; providing regulations for traffic on roads to be constructed under the provisions of said act, while under course of construction, and declaring an emergency," with amendments.

House Bill No. 542, A bill to be entitled "An Act to authorize and empower Walker county or any political subdivision or defined district of the said county, by vote of a two-thirds majority of the resident property taxpayers, qualified voters of such county or political subdivision or defined district thereof, voting thereon, to issue bonds to any amount, not exceeding one-fourth of the assessed valuation of the real property of such county or of such political subdivision or defined district, and to levy and collect taxes to pay the interest on such bonds and to provide a sinking fund for the redemption thereof, for the purpose of constructing, maintaining and operating macadamized, graveled or paved roads and turnpikes and prescribing ways and means of conducting

and supervising said work," with engrossed rider.

Also grants request for Free Conference Committee on Senate bill No. 150, and has appointed the following members: Williams of McLennan, Bagby, Stevens of Liberty, Cooper, Tarver.

Also grants request for Free Conference Committee on Senate Joint Resolution No. 18, and has appointed the following members: Hill, Rowell, Burmeister, Haney and Calvin.

Respectfully,

W. R. LONG,

Chief Clerk, House of Representatives.

BILLS AND RESOLUTIONS.

(By Unanimous Consent.)

Senate bill No. 475, A bill to be entitled "An Act amendatory of Chapter 2 of the Sunday laws of Texas, prohibiting the sale of groceries, fruits, vegetables, meats, fish and poultry on Sunday, and repealing Article 200 of the Penal Code in so far as the same is in conflict herewith."

Read first time and referred to Judiciary Committee No. 2.

By Senator Brelsford (by request):

Senate bill No. 476, A bill to be entitled "An Act creating an independent school district out of certain territory in Taylor county, Texas, and to alter the boundaries of the adjoining district in conformity with such changes, and providing for trustees for such independent school district, and conferring powers thereon, and providing for assessment of taxes therein."

Read first time and referred to Committee on Educational Affairs.

By Senator Watson:

Senate bill No. 477, A bill to be entitled "An Act to validate the incorporation of the town of Giddings, incorporated for free school purposes only, in Lee county, heretofore, on, to wit, the 23d of March, 1893, declared to have been incorporated for free school purposes only; more clearly defining its boundaries; to validate the proceedings had by the board of trustees and other officers of said district under said incorporation of 1893 under the general laws governing the incorporation of independent school districts, and especially all proceedings of date September 6, 1912, and all dates subsequent thereto, in the matter of ordering an election upon the issuance

of twenty thousand dollars' worth of bonds of said district for school building purposes, issuing notice thereof, declaring the result of the election, and authorizing the issuance of said bonds, and the levying of the tax therefor; investing the board of trustees with all powers conferred upon such districts by the general law; and declaring an emergency."

Read first time and referred to Committee on Roads, Bridges and Ferries.

**SENATE BILL NO. 150—REQUEST
FOR FREE CONFERENCE COM-
MITTEE WITHDRAWN.**

Senator Watson made the following motion:

"I move that the Senate rescind its action in refusing to concur in House amendments to Senate bill No. 150 and in requesting a Free Conference Committee on same, and that the House of Representatives be requested to rescind its action in granting said request and appointing said committee."

The motion was read and adopted.

Morning call concluded.

HOUSE BILL NO. 24.

(Pending Business.)

The Chair laid before the Senate, as pending business from yesterday, House bill No. 24.

Senator Westbrook offered the following amendment, which was read and adopted:

Amend House bill No. 24 as follows:

On page 4, line 1, strike out the words "repaired or enlarged."

On page 4, line 13, strike out the words "or alteration or enlargement."

On page 4, line 15, strike out the word "located."

On page 4, line 16, strike out the word "or."

On page 4, line 20, strike out the word "enlargements."

On page 4, line 21, strike out the words "or repairs."

On page 4, line 22, strike out the words "enlargements or repairs."

On page 4, line 30, strike out the words "repair or enlargement."

On page 5, line 4, strike out the words "enlarging or repairs" and change the word "are" to "is."

On page 5, line 14, strike out the words "repair or enlargement."

On page 5, line 20, strike out the words "repair or enlargement."

Senator Warren offered the following amendment, which was read and adopted:

Amend the bill on page 2, line 5, by inserting after the word "that" the following: "in the public school buildings of Texas."

Senator Westbrook offered the following amendment, which was read and adopted:

Amend the caption, page 1, line 15, by striking out the words "repaired or enlarged."

Amend the caption, line 18, by striking out the word "repairing" at end of line, and the words "or enlarging" at beginning of line 19.

Amend caption, line 28, by striking out the words "enlarged or repaired" at end of line.

Senator Morrow offered the following amendment:

Amend bill, lines 26 and 27, page 2, by striking out all of line 26 after the word "apparatus," and striking out all of line 27.

Senator Willacy offered the following amendment to the amendment:

Amend the amendment by adding thereto the following: "and by striking out all of Section 15 after the word 'buildings,' in line 14, page 5, down to and including all of lines 15 and 16."

The amendment to the amendment was read and adopted.

The amendment, as amended, was adopted.

The bill was read second time and passed to a third reading.

On motion of Senator Westbrook, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—24.

Astin.	McNealus.
Carter.	Murray.
Collins.	Nugent.
Conner.	Paulus.
Cowell.	Real.
Darwin.	Taylor.
Gibson.	Terrell.
Greer.	Townsend.
Johnson.	Warren.
Kauffman.	Weinert.
Lattimore.	Westbrook.
McGregor.	Wiley.

Absent.

Bailey.	Vaughan.
Brelsford.	Watson.
Hudspeth.	Willacy.
Morrow.	

The bill was read third time and passed by the following vote:

Yeas—26.

Astin.	McGregor.
Bailey.	McNealus.
Brelsford.	Morrow.
Carter.	Murray.
Collins.	Nugent.
Conner.	Paulus.
Cowell.	Taylor.
Darwin.	Terrell.
Gibson.	Townsend.
Greer.	Warren.
Hudspeth.	Watson.
Johnson.	Weinert.
Kauffman.	Westbrook.

Nays—2.

Lattimore. Wiley.

Absent.

Real. Willacy.
Vaughan.

Senator Westbrook moved to reconsider the vote by which the bill was passed and lay that motion on the table. The motion to table prevailed.

SENATE BILL NO. 114—RECALLED FROM ENROLLING ROOM.

By Senator Vaughan:

I move that the Enrolling Clerk be instructed not to enroll Senate bill No. 114, and that he return same to the calendar.

The above motion was read and adopted.

BILL ORDERED NOT PRINTED.

On motion of Senator Brelsford Senate bill No. 471, reported yesterday, was ordered not printed.

ACTION ON SENATE BILL NO. 6 RESCINDED.

Senator Murray made the following motion:

I move that the Senate rescind the vote by which the Senate adopted the Free Conference Committee report on Senate bill No. 6, and that the original Free Conference Committee be revived and required to again consider Senate bill No. 6; and be it

Resolved, That the House be requested to rescind its vote by which the House adopted the Free Conference Committee report on Senate bill No. 6 and that the House Free Conference Committee be revived and required to again consider said bill.

The motion was read and adopted.

FREE CONFERENCE COMMITTEE REPORT ON SENATE BILL NO. 414.

Austin, Texas, March 20, 1913.

Hon. Will H. Mayes, President of the Senate, and Hon. Chester H. Terrell, Speaker of the House of Representatives.

Sirs: Your Free Conference Committee appointed to consider Senate bill No. 414, having had the same under consideration, beg to report as follows:

We have agreed upon the following bill, and we recommend that the same do pass, as follows, to-wit:

Senate bill No. 414, A bill to be entitled "An Act to amend Articles 1234 and 1236, of Chapter 13, Title 25, of the Revised Civil Statutes of the State of Texas of 1911, by adding to Article 1234, Article 1234a, and by adding to Article 1236, Article 1236a, to provide for the acquisition by telephone companies incorporated under the laws of the State of Texas, of local telephone exchanges belonging to other individuals, companies or corporations, by construction, purchase, lease or other contract, and to provide for the consolidation of two or more local telephone exchanges, and declaring an emergency."

Be it enacted by the Legislature of the State of Texas:

Section 1. Article 1234 of the Revised Civil Statutes of the State of Texas of 1911, be, and the same is, hereby amended by Article 1234a, which shall read as follows:

Article 1234a (701) (625). Any person or firm or any corporation organized under the laws of the State of Texas owning a local telephone exchange, whether wholly within, or partly beyond the limits of the State, shall have power to purchase and may join with any other individual, firm or corporation in constructing, leasing, owning, using or maintaining any other local telephone exchange, upon such terms as may be agreed upon between such persons, or the directors, or managers of the respective corporations, and may own and hold any interest in such local tele-

phone exchange, or may become lessees thereof on such terms as the respective persons, firms or corporations may agree. Provided, in the case of the purchase, lease or acquisition of one local telephone exchange by a company owning another, when both systems are operating in the same incorporated city or town, the consent of such city or town shall be secured.

Sec. 2. Article 1236 of the Revised Civil Statutes of the State of Texas, 1911, be amended by adding thereto Article 1236a, which shall read as follows:

Article 1236a. Any telephone company now organized, or which may hereafter be organized under the laws of this State, owning a local telephone exchange, may at any regular meeting of the stockholders thereof by vote of persons holding a majority of shares of the stock of such company, unite or consolidate such local exchanges with the local exchange of any other company or companies now organized, or which may hereafter be organized under the laws of the United States or of any State or Territory, by the consent of the company with which it may so consolidate or unite; and such company so formed may hold, use and enjoy all the rights and privileges conferred by the laws of the State of Texas, or companies separately organized under the provisions of this title, and be subject to the same liabilities. Provided, that where two or more local exchanges are operating in the same incorporated city or town, the consent of such city or town shall be secured for such consolidation. Provided further, in case of the purchase, lease, acquisition or consolidation of one local telephone exchange with another, when both systems are operating in the same incorporated city or town, the rates charged for local telephone service after such consolidation, shall not exceed the rates charged by the company charging the lowest rate in such city or town at the time of such purchase, lease, acquisition or consolidation, unless authorized by such city or town.

Sec. 3. The fact that the maintenance of more than one system of telephones in a city or town imposes unnecessary inconveniences and burdens upon the people, and the fact that this session of the Legislature is about to conclude its labors, constitutes an emergency and an imperative public necessity that the constitutional rule requiring that bills be read on three several days be suspended and that this act take

effect and be in force from and after its passage, and it is so enacted.

VAUGHAN,
TOWNSEND,
WARREN,
WATSON,
HUDSPETH,

On the Part of the Senate.

ROWELL,
WILLIAMS of McLennan,
HENRY of Bowie,
BARRETT of Titus,
MILLS,

On the part of the House.

The above report was read and adopted.

SIMPLE RESOLUTION.

(By Unanimous Consent.)

By Senator Kauffman:

Whereas, The Hon. Marshall Hicks, former member of this body, is now in the city; be it

Resolved, That he be invited to address the Senate and be accorded the privileges of the floor.

KAUFFMAN,
REAL.

The resolution was read and adopted, and the Chair appointed Senators Real and Kauffman to escort ex-Senator Hicks to the President's stand, whereupon he addressed the Senate.

HOUSE BILL NO. 723.

(By Unanimous Consent.)

The Chair laid before the Senate, on second reading,

House bill No. 723, A bill to be entitled "An Act to create a special district court for the counties of Montgomery, Liberty, Chambers, Hardin, San Jacinto and Polk; to prescribe its jurisdiction, to limit its existence, to fix its terms, to conform all writs and process from said courts to the other district court in said counties to such changes as are made in the jurisdiction of any of said courts by this act, to empower the judge of said special district courts, and the judge of the Ninth Judicial District Courts in said counties to transfer cases from his respective courts to the said courts as herein provided; to provide for the appointment of a judge for said special

district courts created under this act shall not have a grand jury; to provide that said judge of said special district courts shall have the right to reconvene the grand jury of the Ninth Judicial District Courts, and declaring an emergency."

The committee report, which provided that the bill be not printed, was adopted.

Senator Nugent offered the following amendment, which was read and adopted:

Amend the bill, page 4, Section 10, line 3, by striking out "1917" and inserting in lieu thereof "1914."

The bill was read second time and passed to a third reading.

On motion of Senator Nugent, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—23.

Astin.	Morrow
Bailey.	Nugent.
Carter.	Paulus.
Collins.	Real.
Conner.	Taylor.
Cowell.	Terrell.
Darwin.	Townsend.
Gibson.	Warren.
Greer.	Weinert.
Kauffman.	Westbrook.
Lattimore.	Wiley.
McNealus.	

Absent.

Brelsford.	Murray.
Hudspeth.	Vaughan.
Johnson.	Watson.
McGregor.	Willacy.

The bill was read third time and passed by the following vote:

Yeas—23.

Astin.	Murray.
Bailey.	Nugent.
Carter.	Paulus.
Collins.	Taylor.
Cowell.	Terrell.
Darwin.	Townsend.
Gibson.	Warren.
Greer.	Watson.
Hudspeth.	Weinert.
Lattimore.	Westbrook.
McNealus.	Wiley.
Morrow.	

Nays—1.

Kauffman.

Absent.

Brelsford.	Real.
Conner.	Vaughan.
Johnson.	Willacy.
McGregor.	

Senator Nugent moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

HOUSE BILL NO. 749.

(By Unanimous Consent.)

The Chair laid before the Senate, on second reading,

House bill No. 749, A bill to be entitled "An Act to create a more efficient road system for Van Zandt county, in the State of Texas and declaring an emergency."

The committee report, which provided that the bill be not printed was adopted.

The bill was read third time and passed to a third reading.

On motion of Senator Greer, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—27.

Astin.	McNealus.
Bailey.	Morrow.
Brelsford.	Murray.
Carter.	Nugent.
Collins.	Paulus.
Conner.	Taylor.
Cowell.	Terrell.
Darwin.	Townsend.
Gibson.	Warren.
Greer.	Watson.
Hudspeth.	Weinert.
Johnson.	Westbrook.
Kauffman.	Wiley.
Lattimore.	

Absent.

McGregor.	Vaughan.
Real.	Willacy.

The bill was read third time and passed by the following vote:

Yeas—26.

Astin.	Cowell.
Bailey.	Darwin.
Carter.	Gibson.
Collins.	Greer.
Conner.	Hudspeth.

Johnson.	Taylor.
Kauffman.	Terrell.
Lattimore.	Townsend.
McNealus.	Warren.
Morrow.	Watson.
Murray.	Weinert.
Nugent.	Westbrook.
Paulus.	Wiley.

Absent.

Brelsford.	Vaughan.
McGregor.	Willacy.
Real.	

Senator Greer moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

SENATE BILL NO. 458.

(By Unanimous Consent.)

The Chair laid before the Senate, on second reading

Senate bill No. 458, A bill to be entitled "An Act providing for the formation and incorporation of rural credit unions or co-operative associations for the purpose of promoting thrift among their members, and to enable the members thereof, when in need, to obtain for productive purposes moderate loans of money for short periods and at reasonable rates of interest."

Senator Murray offered the following amendments, severally, which were read and adopted:

Amend Senate bill No. 458, page 9, by adding Section 25 as follows:

"Sec. 25. The near approach of the close of the present session of the Legislature, and the further fact that Texas is an agricultural State and among our farmers are a large per cent of tenants for whose benefit this law is intended, to the end that they may be able to reduce the cost of living, creates an emergency and an imperative public necessity demanding that the Constitutional Rule requiring bills to be read on three several days be suspended, and said rule is hereby so suspended, and that this act take effect and be in force from and after its passage, and it is so enacted."

Also amend the caption by adding at end of line 13, page 1, the following: "and declaring an emergency."

Senator Lattimore offered the following amendment, which was read and adopted:

Amend the bill, page 2, line 18, striking out the word "law" and inserting the following "for violating the provisions of the State Banking laws."

The bill was read second time and passed to a third reading.

On motion of Senator Weinert, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—27.

Astin.	Morrow.
Bailey.	Murray.
Carter.	Nugent.
Collins.	Paulus.
Conner.	Real.
Cowell.	Taylor.
Darwin.	Terrell.
Gibson.	Townsend.
Greer.	Warren.
Hudspeth.	Watson.
Johnson.	Weinert.
Kauffman.	Westbrook.
Lattimore.	Wiley.
McNealus.	

Absent.

Brelsford.	Vaughan.
McGregor.	Willacy.

The bill was read third time and passed by the following vote:

Yeas—27.

Astin.	McNealus.
Bailey.	Morrow.
Carter.	Murray.
Collins.	Nugent.
Conner.	Paulus.
Cowell.	Real.
Darwin.	Taylor.
Gibson.	Terrell.
Greer.	Townsend.
Hudspeth.	Warren.
Johnson.	Watson.
Kauffman.	Weinert.
Lattimore.	Westbrook.
McGregor.	

Present—Not Voting.

Wiley.

Absent.

Brelsford.	Willacy.
Vaughan.	

Senator Weinert moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

FREE CONFERENCE COMMITTEE
REPORT ON SENATE JOINT
RESOLUTION NO. 18.

Committee Room,
Austin, Texas, March 21, 1913.

Hon. Will H. Mayes, President of the
Senate, and Hon. Chester H. Terrell,
Speaker of the House of Representa-
tives.

Sirs: We, your Free Conference Com-
mittee appointed by your respective
bodies to consider the amendments of
the House to Senate Joint Resolution
No. 18, have had the same under con-
sideration and beg to report the follow-
ing agreement:

Senate Joint Resolution No. 18, Pro-
posing and submitting to a vote of the
people of Texas an amendment to Sec-
tions 49 and 52, of Article 3, of the
Constitution, authorizing the issuance of
bonds and the levying of a tax to pay
the interest and sinking fund on same,
for public improvements.

Be it resolved by the Legislature of the
State of Texas:

Section 1. That Sections 49 and 52 of
Article 3, of the Constitution of Texas,
be amended so as to hereafter read as
follows, to wit:

Sec. 49. No debt shall be created
by, or on behalf of the State, except to
supply casual deficiencies of revenue, re-
pel invasion, suppress insurrections, de-
fend the State in war or pay existing
debts; and no debt created to supply de-
ficiencies in current revenues shall ever
exceed in the aggregate at any one time
five hundred thousand dollars. The Leg-
islature, however, shall have power to
authorize the issuance of bonds, to be
approved by the Governor, "for the pur-
pose of purchasing additional ground and
erecting necessary buildings for the Uni-
versity of Texas, including a Medical
Department, an Agricultural and Me-
chanical College, and all other depart-
ments and activities of a complete uni-
versity of the first class. The revenue
received from the permanent University
fund shall be available for the payment
of interest on these bonds and for the
creation of a sinking fund for their re-
demption at maturity, and for the con-
struction of necessary buildings for State
institutions." The Legislature shall also
have the power to authorize the issuance
of bonds secured by lien on the real
property of the penitentiary system, to
be approved by the Governor for the
purpose of constructing buildings and
making permanent improvements.

Sec. 52. The Legislature shall have

no power to authorize any county, city,
town, or other political corporation or
subdivision of the State to lend its
credit or to grant public money or thing
of value in aid of or to any individual,
association or corporation whatsoever, or
to become a stockholder in such corpo-
ration, association or company; pro-
vided, however, that under legislative
provision any county, any political sub-
division of a county, any number of ad-
joining counties, or any political subdivi-
sion of the State, or any defined dis-
trict now or hereafter to be described
and defined within the State of Texas,
and which may or may not include
towns, villages or municipal corporations,
upon a vote of a majority of the resi-
dent property taxpayers voting thereon
who are qualified electors of such dis-
trict or territory to be affected thereby,
in addition to all other debts, may issue
bonds or otherwise lend its credit in
any amount not to exceed one-fourth of
the assessed valuation of the real prop-
erty of such district or territory, except
in case of improvement of rivers, creeks
and streams, in building of levees to pre-
vent overflows, in which case the bonded
indebtedness may be for an amount not
to exceed one-half of the assessed val-
uation of the lands of the district to be
reclaimed; and except further that the
total bonded indebtedness of any city or
town shall never exceed the limits im-
posed by other provisions of this Con-
stitution, and levy and collect such taxes
to pay the interest thereon and provide
a sinking fund for the redemption there-
of, as the Legislature may authorize, and
in such manner as it may authorize the
same, for the following purposes, to wit:

(a) The improvement of rivers,
creeks and streams to prevent overflows,
and to permit of navigation thereof or
irrigation therefrom or in aid of such
purposes.

(b) The construction and mainte-
nance of pools, lakes, reservoirs, dams,
canals, and waterways for the purposes
of irrigation, drainage or navigation, or
in aid thereof.

(c) The construction, maintenance
and operation of bridges and macadam-
ized, graveled sandy-clay or clayed sand,
or paved roads, and turnpikes, or in aid
thereof.

(d) The construction, maintenance
and operation of public warehouses for
the storage, handling, grading, classing,
measuring, weighing, elevating, or load-
ing of agricultural products, and the
Legislature shall pass adequate laws for
the government of such warehouses and

may provide for a State warehouse commission.

Sec. 2. The foregoing amendment to Sections 49 and 52, of Article 3, of the Constitution of Texas, shall be submitted to the qualified electors of this State, for its adoption or rejection, at a special election hereby ordered for the third Saturday in July, 1913, the same being the nineteenth day of said month. All voters voting on this proposed amendment at said election who favor its adoption shall have printed or written on their ballots the following: "For amendment to Sections 49 and 52, of Article 3, of the Constitution, authorizing the issuance of bonds, for the University of Texas, Agricultural and Mechanical College, State Penitentiary system, and other public improvements and building of warehouses for agricultural products." Those voting against its adoption shall have written or printed on their ballots the following: "Against amendment to Sections 49 and 52, of Article 3, of the Constitution, authorizing the issuance of bonds for the University of Texas, Agricultural and Mechanical College, State Penitentiary system, and other public improvements and building of warehouses for agricultural products." Previous to the election the Secretary of State shall cause to be printed and forwarded to the county judge of each county for use in said election a sufficient number of ballots for the use of voters in each county on which he shall have printed the form of the ballot herein prescribed, for the convenient use of the voters.

Sec. 3. The Governor of the State is hereby directed to issue his necessary proclamation ordering this election, and have same published as required by the Constitution and laws of the State. The sum of five thousand (\$5000) dollars, or so much thereof as may be necessary is hereby appropriated out of any funds in the State Treasury not otherwise appropriated to defray the expenses of publishing said proclamation and printing of tickets and necessary blanks to use in said election.

WEINERT,
WARREN,
DARWIN,
GIBSON,
MURRAY,
On the part of the Senate.
HILL,
ROWELL,
CALVIN,
BURMEISTER,
HANEY,
On the part of the House.

The above report was read and adopted by the following vote:

Yeas—22.

Astin.	Morrow.
Bailey.	Murray.
Brelsford.	Nugent.
Carter.	Paulus.
Collins.	Real.
Conner.	Taylor.
Darwin.	Terrell.
Gibson.	Townsend.
Greer.	Warren.
Hudspeth.	Watson.
Kauffman.	Weinert.

Nays—4.

Cowell.	Lattimore.
Johnson.	Westbrook.

Present—Not Voting.

McNealus.	Wiley.
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Absent.

McGregor.	Willacy.
Vaughan.	

REASON FOR VOTE.

I vote "nay" for the reason that I do not believe the State should be allowed to create more deficiencies than it now may, and I am unalterably opposed to this State embarking upon a policy of issuing bonds.

LATTIMORE.

RECESS.

On motion of Senator Weinert the Senate, at 12:30 o'clock p. m., recessed until 2:30 o'clock p. m. today.

AFTER RECESS.

(Afternoon Session.)

The Senate was called to order by Lieutenant Governor Mayes.

HOUSE BILL NO. 698.

The Chair laid before the Senate, on second reading,

House bill No. 698, A bill to be entitled "An Act to create a more efficient road system for Franklin county, Texas, and declaring an emergency."

The committee report, which provided that the bill be not printed, was adopted.

The bill was read second time, and passed to a third reading.

On motion of Senator Darwin, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—28.

Astin.	Morrow.
Brelsford.	Murray.
Carter.	Nugent.
Collins.	Paulus.
Conner.	Taylor.
Cowell.	Terrell.
Darwin.	Townsend.
Gibson.	Vaughan.
Greer.	Warren.
Hudspeth.	Watson.
Johnson.	Weinert.
Kauffman.	Westbrook.
Lattimore.	Wiley.
McNealus.	Willacy.

Absent.

Bailey.	Real.
McGregor.	

The bill was read third time and passed by the following vote:

Yeas—28.

Astin.	Morrow.
Brelsford.	Murray.
Carter.	Nugent.
Collins.	Paulus.
Conner.	Taylor.
Cowell.	Terrell.
Darwin.	Townsend.
Gibson.	Vaughan.
Greer.	Warren.
Hudspeth.	Watson.
Johnson.	Weinert.
Kauffman.	Westbrook.
Lattimore.	Wiley.
McNealus.	Willacy.

Absent.

Bailey.	Real.
McGregor.	

Senator Darwin moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

SENATE BILL NO. 474.

(By Unanimous Consent.)

The Chair laid before the Senate, on second reading,

Senate bill No. 474, A bill to be entitled "An Act to authorize Nueces county to build, construct, own, lease and maintain a causeway or combination roadway and bridge from the mainland on the south shore of Nueces or Corpus Christi bays to the northern shore of said bays, or either of them, to connect the roadways of Nueces county with the roadways of San Patricio county, and for the said Nueces county to issue bonds of said county for same and to levy and collect a special tax of 15 cents authorized by Article 8, Section 9, of the Constitution, on the \$100 valuation proceedings and for the right of way; authorizing said Nueces county to lease right of easement of user of a portion of said road and bridge on terms to be prescribed by the commissioners court of said county; authorizing, by vote, the levy of a tax and the issuance by said county of coupon bonds for the purpose of constructing, maintaining or operating macadamized, graveled or paved roads; adopting certain provisions of the general law, and declaring an emergency."

The committee report, which provided that the bill be not printed, was adopted.

Senator Willacy offered the following two amendments, separately, which were read and adopted:

(1)

Amend the bill by adding Section 8a following Section 8, to read as follows: "The act known as Senate bill No. 333, approved by the Governor on March 17, 1913, is hereby specially repealed."

(2)

Amend the caption by inserting the following after the semicolon following the words "general law" in the last line of said caption: "Repealing an act known as Senate bill No. 333, approved by the Governor on March 17, 1913."

The bill was read second time and ordered engrossed.

On motion of Senator Willacy, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—28.

Astin.	Darwin.
Brelsford.	Gibson.
Carter.	Greer.
Collins.	Hudspeth.
Conner.	Johnson.
Cowell.	Kauffman.

Lattimore.	Townsend.
McNealus.	Vaughan.
Morrow.	Warren.
Murray.	Watson.
Nugent.	Weinert.
Paulus.	Westbrook.
Taylor.	Wiley.
Terrell.	Willacy.

Absent.

Bailey.	Real.
McGregor.	

The bill was read third time, and passed by the following vote:

Yeas—29.

Astin.	Morrow.
Brelsford.	Murray.
Carter.	Nugent.
Collins.	Paulus.
Conner.	Taylor.
Cowell.	Terrell.
Darwin.	Townsend.
Gibson.	Vaughan.
Greer.	Warren.
Hudspeth.	Watson.
Johnson.	Weinert.
Kauffman.	Westbrook.
Lattimore.	Wiley.
McGregor.	Willacy.
McNealus.	

Absent.

Bailey.	Real.
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Senator Willacy moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

LOCAL HOUSE BILLS—CONSIDERATION OF.

Senator Lattimore moved that the regular order of business be suspended and that local House bills be considered until completed.

The motion prevailed.

HOUSE BILL NO. 667.

The Chair laid before the Senate, on second reading and regular order,

House bill No. 667, A bill to be entitled "An Act to create a special fish law for Smith county, Texas; exempting said county from certain provisions of the general fish and game laws of Texas; repealing all laws and parts of laws in

conflict herewith, and declaring an emergency."

The committee report, which provided that the bill be not printed, was adopted.

The bill was read second time and passed to a third reading.

On motion of Senator Hudspeth, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage by the following vote:

Yeas—22.

Astin.	Lattimore.
Brelsford.	McGregor.
Carter.	McNealus.
Collins.	Morrow.
Conner.	Murray.
Cowell.	Paulus.
Darwin.	Vaughan.
Gibson.	Warren.
Hudspeth.	Westbrook.
Johnson.	Wiley.
Kauffman.	Willacy.

Absent.

Bailey.	Terrell.
Greer.	Townsend.
Nugent.	Watson.
Real.	Weinert.
Taylor.	

The bill was read third time and passed by the following vote:

Yeas—24.

Astin.	Lattimore.
Bailey.	McGregor.
Brelsford.	McNealus.
Carter.	Morrow.
Collins.	Murray.
Conner.	Paulus.
Cowell.	Taylor.
Darwin.	Vaughan.
Greer.	Warren.
Hudspeth.	Watson.
Johnson.	Westbrook.
Kauffman.	Wiley.

Absent.

Gibson.	Townsend.
Nugent.	Weinert.
Real.	Willacy.
Terrell.	

Senator Greer moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

HOUSE BILL NO. 697.

The Chair laid before the Senate, on second reading and regular order,

House bill No. 697, A bill to be entitled "An Act amending Sections 15, 16 and 17, of the Acts of the Twenty-fourth Legislature, creating a special road law for DeWitt county, fixing the compensation and manner of payment of salaries of county judge and commissioners court, making this law cumulative of the general laws of the State, and declaring an emergency."

The committee report, which provided that the bill be not printed, was adopted.

Senator Murray offered the following amendments, separately, which were read and adopted:

(1)

Amend House bill No. 697 by striking out all after the enacting clause and insert the following:

"Section 1. That Sections 15, 16 and 17, of Chapter 147 of the Acts of the Twenty-sixth Legislature creating a more efficient road system for DeWitt county, be amended so as to hereafter read as follows:

"Sec. 15. Every county commissioner, when acting as road commissioner, and performing the duties imposed upon him by law or by the commissioners court, shall be entitled to five (\$5.00) dollars per day for the services actually performed; provided, said sum to be paid him shall not exceed one hundred (\$100) dollars per quarter, which amount shall be paid out of the road and bridge fund when the account shall have been approved by the commissioners court, and the court shall not approve said account unless the commissioner presenting it shall sign an oath that the account is just, due and unpaid and specifying the number of days' work actually performed by him, and that it was necessary to be done, and no commissioner shall be entitled to pay as road commissioner, either for himself or for his deputy, while he is performing the duties of county commissioner, nor shall he receive any additional pay than that provided by this section for inspecting or riding over this road, or for other road service.

"Sec. 16. Hereafter the members of the commissioners court in regular quarterly and monthly sessions, shall receive for their services the sum of five (\$5.00) dollars per day.

"Sec. 17. This act shall be taken notice of by all courts in the same man-

ner as the general laws of the State, when not in conflict therewith, but in case of conflict this act shall control as to the county of DeWitt.

"Sec. 2. The fact that there is now no sufficient road law in force in this State, creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days be suspended, and that this act take effect and be in force from and after its passage, and it is so enacted."

(2)

Amend the caption of House bill No. 697 by striking out all after the word "entitled" and insert the following: "An Act amending Sections 15, 16 and 17, of Chapter 147, of the Acts of the Twenty-sixth Legislature, creating a more efficient road system for DeWitt county, fixing the compensation and manner of payment of salaries of commissioners court, making this law cumulative of the general laws of the State, and declaring an emergency."

The bill was read second time and passed to a third reading.

On motion of Senator Murray, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—21.

Astin.	Lattimore.
Bailey.	McGregor.
Brelsford.	McNealus.
Carter.	Morrow.
Collins.	Murray.
Cowell.	Paulus.
Darwin.	Taylor.
Greer.	Vaughan.
Hudspeth.	Warren.
Johnson.	Westbrook.
Kauffman.	

Absent.

Conner.	Townsend.
Gibson.	Watson.
Nugent.	Weinert.
Real.	Wiley.
Terrell.	Willacy.

The bill was read third time and passed by the following vote:

Yeas—21.

Astin.	Darwin.
Brelsford.	Greer.
Carter.	Hudspeth.
Collins.	Johnson.
Cowell.	Kauffman.

Lattimore.	Townsend.
McGregor.	Vaughan.
Morrow.	Warren.
Murray.	Westbrook.
Paulus.	Wiley.
Taylor.	

Absent.

Bailey.	Real.
Conner.	Terrell.
Gibson.	Watson.
McNealus.	Weinert.
Nugent.	Willacy.

Senator Murray moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

SENATE CONCURRENT RESOLUTION NO. 25.

By Senators Vaughan and McGregor:

Resolved by the Senate, the House of Representatives concurring. That the Governor be requested to return to the Senate, Senate bill No. 54 for further consideration in accordance with his message in regard thereto heretofore presented to the Senate.

The resolution was read and adopted.

HOUSE BILL NO. 668.

The Chair laid before the Senate, on second reading.

House bill No. 668, A bill to be entitled "An Act to create a special game law for Smith county, Texas; prohibiting the killing of wild duck, quail and squirrels under certain limitations; providing penalties for violating the provisions of this act; fixing the time when this act shall take effect, and repealing all laws and parts of laws in conflict herewith."

The committee report, which provided that the bill be not printed, was adopted.

The bill was read second time and passed to a third reading.

HOUSE BILL NO. 703.

The Chair laid before the Senate, on second reading, and regular order,

House bill No. 703, A bill to be entitled "An Act to render more effective and efficient the present road law of the State of Texas in its application and operation in the county of Refugio, and providing that the commissioner of each

precinct in said Refugio county shall be road commissioner of his respective precinct, and providing that each commissioner shall receive compensation as road commissioner, for services actually performed as road commissioner, in such sum as may be fixed by the commissioners court of Refugio county, not to exceed \$90 per quarter, and declaring an emergency."

The committee report, which provided that the bill be not printed, was adopted.

The bill was read second time and passed to a third reading.

On motion of Senator Murray, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—26.

Astin.	McGregor.
Bailey.	McNealus.
Brelsford.	Morrow.
Carter.	Murray.
Collins.	Paulus.
Conner.	Taylor.
Cowell.	Terrell.
Darwin.	Townsend.
Greer.	Vaughan.
Hudspeth.	Warren.
Johnson.	Watson.
Kauffman.	Weinert.
Lattimore.	Westbrook.

Absent.

Gibson.	Wiley.
Nugent.	Willacy.
Real.	

The bill was read third time and passed by the following vote:

Yeas—22.

Astin.	McGregor.
Bailey.	McNealus.
Brelsford.	Morrow.
Carter.	Murray.
Collins.	Paulus.
Cowell.	Taylor.
Darwin.	Terrell.
Greer.	Townsend.
Hudspeth.	Vaughan.
Kauffman.	Watson.
Lattimore.	Westbrook.

Absent.

Conner.	Warren.
Gibson.	Weinert.
Johnson.	Wiley.
Nugent.	Willacy.
Real.	

Senator Murray moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

ACTION ON INVESTIGATING COMMITTEE REPORT DEFERRED.

The hour having arrived for the special order, the consideration of the report of the special committee to investigate the Attorney General's Department,

Senator Vaughan moved that the further consideration be postponed and made a special order for Monday morning at 10 o'clock.

The motion prevailed.

FREE CONFERENCE COMMITTEE REPORT ON SENATE BILL NO. 268.

By Senator Vaughan:

Committee Room,
Austin, Texas, March 21, 1913.

Hon. Will H. Mayes, President of the Senate, and Hon. Chester H. Terrell, Speaker of the House of Representatives.

Sirs: Your Free Conference Committee selected and appointed upon Senate bill No. 268, having had the same under consideration, beg leave to report as follows:

The undersigned, constituting a majority of your committee, have agreed upon the following bill, and we recommend that the same do pass as follows, to-wit:

A bill to be entitled "An Act to apportion the State of Texas into Congressional Districts, and to provide for returning officers for such districts, and repealing all laws or parts of laws in conflict herewith, and declaring an emergency."

Be it enacted by the Legislature of the State of Texas:

Section 1. That until otherwise provided for by law, the State of Texas shall be apportioned into the following Congressional Districts; each of which shall be entitled to elect one member to the House of Representatives of the Congress of the United States of America:

1. The following counties shall compose the First District, to-wit: Bowie, Cass, Marion, Harrison, Red River, Titus, Morris, Franklin, Camp, Hopkins and Delta.

2. The following counties shall compose the Second District, to-wit: Lamar, Fannin, Grayson, Hunt and Rains.

3. The following counties shall compose the Third District, to-wit: Kaufman, Van Zandt, Smith, Upshur, Gregg, Panola, Rusk, Shelby, Wood and Henderson.

4. The following counties shall compose the Fourth District, to-wit: Sabine, San Augustine, Nacogdoches, Angelina, Houston, Cherokee, Anderson, Trinity, Jasper and Newton.

5. The following counties shall compose the Fifth District, to-wit: Collin, Dallas, Ellis and Rockwall.

6. The following counties shall compose the Sixth District, to-wit: Tarrant, Denton, Cooke, Montague, Wise and Parker.

7. The following counties shall compose the Seventh District, to-wit: Johnson, Hill, Navarro, Freestone, Limestone, Robertson and Brazos.

8. The following counties shall compose the Eighth District, to-wit: Leon, Madison, Walker, Grimes, Montgomery, Harris and Fort Bend.

9. The following counties shall compose the Ninth District, to-wit: Tyler, Hardin, Liberty, Jefferson, Orange, San Jacinto, Chambers, Galveston, Brazoria and Polk.

10. The following counties shall compose the Tenth District, to-wit: Austin, Waller, Washington, Burleson, Lee, Bastrop, Travis and Williamson.

11. The following counties shall compose the Eleventh District, to-wit: Fayette, Colorado, Wharton, Matagorda, Hays, Jackson, Victoria, Calhoun, DeWitt, Lavaca, Gonzales and Caldwell.

12. The following counties shall compose the Twelfth District, to-wit: Guadalupe, Bexar, Wilson, Karnes, Bee, Go-liad, Refugio and Aransas.

13. The following counties shall compose the Thirteenth District, to-wit: San Patricio, Jim Wells, Willacy, Cameron, Hidalgo, Starr, Brooks, Zapata, Nueces, Duval, Webb, Live Oak, McMullen, La-Salle, Dimmit, Atascosa, Frio, Zavala, Maverick, Medina and Uvalde.

14. The following counties shall compose the Fourteenth District, to-wit: Kinney, Val Verde, Edwards, Bandera, Kerr, Kendall, Comal, Blanco, Gillespie, Llano, Mason, Kimble, Sutton, Crockett, Menard, Schleicher, Tom Green, Irion, Sterling, Mitchell, Howard, Martin, Andrews, Glasscock, Midland, Ector, Winkler, Loving, Culberson, El Paso, Jeff Davis, Reeves, Pecos, Brewster, Presidio, Terrell, Ward, Crane, Upton and Reagan.

15. The following counties shall compose the Fifteenth District, towit: Gaines, Dawson, Borden, Scurry, Fisher, Stonewall, Kent, Garza, Lynn, Terry, Yoakum, Cochran, Hockley, Lubbock, Crosby, Dickens, King, Bailey, Lamb, Hale, Floyd, Motley, Cottle, Foard, Wilbarger, Hardeman, Childress, Hall, Briscoe, Swisher, Castro, Parmer, Deaf Smith, Randall, Armstrong, Donley, Collingsworth, Wheeler, Gray, Carson, Potter, Oldham, Hartley, Moore, Hutchinson, Roberts, Hemphill, Lipscomb, Ochiltree, Hansford, Sherman and Dallam.

16. The following counties shall compose the Sixteenth District, towit: Wichita, Clay, Knox, Baylor, Archer, Jack, Young, Throckmorton, Haskell, Jones, Shackelford, Stephens, Palo Pinto, Eastland, Callahan, Taylor and Nolan.

17. The following counties shall compose the Seventeenth District, towit: Hood, Somervell, Erath, Comanche, Brown, Coleman, Runnels, Coke, Concho, McCulloch, San Saba, Mills, Lampasas, Burnet and Hamilton.

18. The following counties shall compose the Eighteenth District, towit: Bosque, McLennan, Coryell, Bell, Falls, and Milam.

Sec. 2. The returns from each of the counties composing said districts shall be made by the returning officer of such counties to the Secretary of State of the State of Texas, and certificates of election to the person elected for each of said districts respectively shall be issued by the Secretary of State.

Sec. 3. The near approach of the close of this session of the Legislature, and the crowded condition of the calendar, and the importance and necessity for re-districting the State into Congressional Districts, create an emergency and imperative public necessity that the constitutional rule requiring bills to be read on three several days be and the same is hereby suspended.

KENNEDY,
HUMPHREY,
COFFEY,
BAGBY,

On the part of the House.

VAUGHAN,
BRELSFORD,
WATSON,
HUDSPETH,
WILEY,

On the part of the Senate.

The above report of the Free Conference Committee was read and Senator Townsend moved the adoption of same.

Senator Collins moved that further consideration be postponed until Monday morning.

Senator McGregor moved to table the motion to postpone, which motion to table was adopted by the following vote:

Yeas—15.

Astin.	McGregor.
Bailey.	Paulus.
Brelsford.	Taylor.
Carter.	Townsend.
Darwin.	Vaughan.
Gibson.	Watson.
Hudspeth.	Willacy.
Johnson.	

Nays—12.

Collins.	McNealus.
Conner.	Morrow.
Cowell.	Murray.
Greer.	Nugent.
Kauffman.	Terrell.
Lattimore.	Westbrook.

Present—Not Voting.

Warren.

Absent.

Real.	Wiley.
Weinert.	

(Senator Darwin in the chair.)

SECOND HOUSE MESSAGE.

Hall of the House of Representatives,
Austin, Texas, March 21, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has adopted the report of the Free Conference Committee on Senate bill No. 414.

Also, has adopted the report of the Free Conference Committee on House bill No. 22.

The House does not concur in Senate amendments to House bill No. 149, and requests the appointment of a Free Conference Committee. The following members on the part of the House have been appointed: Humphrey, Burmeister, Burges, Stevens of Liberty and Williams of McLennan.

Respectfully,

W. R. LONG,

Chief Clerk, House of Representatives.

HOUSE BILL NO. 149—FREE CONFERENCE COMMITTEE ON.

Senator Terrell made the following motion:

I move that the request of the House for a Free Conference Committee on House bill No. 149 be granted, and that the following be elected on the part of the Senate: Hudspeth, Townsend, Murray, McGregor and Morrow.

The motion was read and adopted.

SENATE JOINT RESOLUTION NO. 18—HOUSE AMENDMENTS CONCURRED IN.

Senator Weinert moved to reconsider the vote by which the Senate adopted the Free Conference Committee report on Senate Joint Resolution No. 18, today. The motion prevailed.

Senator Weinert moved to rescind the vote by which the Free Conference Committee was requested and elected on Senate Joint Resolution No. 18.

The motion prevailed.

Senator Weinert moved that the Senate concur in the House amendments to Senate Joint Resolution No. 18 (see Journal of yesterday for the amendments).

The amendments were read and the motion that the Senate concur in the House amendments was adopted by the following vote:

Yeas—27.

Astin.	Morrow.
Bailey.	Murray.
Brelsford.	Paulus.
Carter.	Real.
Collins.	Taylor.
Conner.	Terrell.
Darwin.	Townsend.
Gibson.	Vaughan.
Greer.	Warren.
Hudspeth.	Watson.
Johnson.	Weinert.
Kauffman.	Westbrook.
McGregor.	Willacy.
McNealus.	

Nays—2.

Lattimore. Wiley.

Absent.

Cowell. Nugent.

Senator Weinert moved to reconsider the vote by which the amendments were concurred in and lay that motion on the table.

The motion to table prevailed.

THIRD HOUSE MESSAGE.

Hall of the House of Representatives,
Austin, Texas, March 21, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House grants request of Senate asking that the House rescind its action in appointing a Free Conference Committee on Senate bill No. 150.

Also, the House grants the request of the Senate and revives its Free Conference Committee on Senate bill No. 6, with instructions to consider the bill again.

Respectfully,

W. R. LONG,

Chief Clerk, House of Representatives.

SENATE BILL NO. 150—HOUSE AMENDMENTS CONCURRED IN.

Senator Watson called up

Senate bill No. 150, A bill to be entitled "An Act fixing the salaries of the judges of the Supreme Court and Court of Criminal Appeals and the Courts of Civil Appeals in this State, and declaring an emergency,"

With the House amendments. (See Journal of yesterday for the amendments.)

On motion of Senator Watson, the Senate concurred in the House amendments by the following vote:

Yeas—25.

Astin.	Murray.
Bailey.	Nugent.
Brelsford.	Paulus.
Carter.	Real.
Collins.	Taylor.
Conner.	Terrell.
Cowell.	Townsend.
Darwin.	Vaughan.
Hudspeth.	Warren.
Lattimore.	Watson.
McGregor.	Wiley.
McNealus.	Willacy.
Morrow.	

Nays—5.

Greer.	Weinert.
Johnson.	Westbrook.
Kauffman.	

Absent.

Gibson.

Senator Watson moved to reconsider the vote by which the amendments were concurred in and lay that motion on the table.

The motion to table prevailed.

FREE CONFERENCE COMMITTEE ON SENATE BILL NO. 268.

Action recurred on the pending business, the Free Conference Committee report on Senate bill No. 268, the question being on the adoption of the report.

(Lieutenant Governor Mayes in the chair.)

The report having been read was adopted by the following vote:

Yeas—24.

Astin.	McNealus.
Bailey.	Morrow.
Brelsford.	Nugent.
Carter.	Paulus.
Conner.	Taylor.
Darwin.	Terrell.
Gibson.	Townsend.
Greer.	Vaughan.
Hudspeth.	Warren.
Johnson.	Watson.
Lattimore.	Wiley.
McGregor.	Willacy.

Nays—6.

Collins.	Murray.
Cowell.	Real.
Kauffman.	Westbrook.

Absent.

Weinert.

Senator Vaughan moved to reconsider the vote by which the report was adopted and lay that motion on the table.

The motion to table prevailed.

REASON FOR VOTE.

I vote "yea," but, if possible, in deference to what seems to be the desire of the people of Bosque county, I would have left that county in the Dallas district. Likewise, if possible, I would have kept Hamilton county in her alignment with her sister counties of the Eleventh district. But as it would have been practically impossible to change the report of the Free Conference Committee of the two houses of the Legislature, I vote in the affirmative.

TAYLOR.

FOURTH HOUSE MESSAGE.

Hall of the House of Representatives,
Austin, Texas, March 21, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has adopted the following resolution:

Senate Concurrent Resolution No. 11,
Granting leave of absence from the State to Hon. J. C. Scott.

Respectfully,

W. R. LONG,

Chief Clerk, House of Representatives.

EXECUTIVE MESSAGE.

The Chair laid before the Senate a message from the Governor, which was, on motion, laid on the table subject to call.

(See Appendix for the message in full.)

RECESS.

Senator Collins, at 6:30 o'clock p. m., moved that the Senate recess until 8:30 o'clock tonight.

Senator Kauffman moved, as a substitute, that the Senate adjourn until 10 o'clock tomorrow morning.

Action recurred on the longest time first and the motion to adjourn until 10 o'clock Monday morning was lost by the following vote:

Nays—29.

Astin.	McNealus.
Bailey.	Morrow.
Brelsford.	Murray.
Carter.	Nugent.
Collins.	Paulus.
Conner.	Real.
Cowell.	Taylor.
Darwin.	Terrell.
Gibson.	Townsend.
Greer.	Vaughan.
Hudspeth.	Warren.
Johnson.	Watson.
Kauffman.	Westbrook.
Lattimore.	Wiley.
McGregor.	

Absent.

Weinert.

Willacy.

The motion to recess until 8:30 o'clock tonight was adopted.

AFTER RECESS.

(Night Session.)

The Senate was called to order by Lieutenant Governor Mayes.

FIFTH HOUSE MESSAGE.

Hall of the House of Representatives,
Austin, Texas, March 21, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House does not concur in Senate amendments to House bill No. 14, and requests a Free Conference Committee.

The following committee on the part of the House has been appointed: Messrs. Kennedy, Fuller, Long, Allison, Burges.

Respectfully,

W. R. LONG,

Chief Clerk House of Representatives.

EXECUTIVE MESSAGE.

Senator McNealus called for the reading of the Governor's message, which had been laid on the table subject to call, just prior to the afternoon recess.

Pending reading of the Governor's message, Senator Townsend moved that the further reading of same be postponed until Monday morning, and that it be printed in the Journal.

By unanimous consent the reading of the message was dispensed with for the purpose of electing a Free Conference Committee on Senate bill No. 88 and House bill No. 14.

SENATE BILL NO. 88—FREE CONFERENCE COMMITTEE ON.

Senator Lattimore made the following motion in writing:

I move that the Senate does not concur in the House amendments to Senate bill No. 88, and that House amendments, which have been printed in the House Journal, be not printed, and that the Senate requests a Free Conference upon said bill and that the following Senators be elected members of said Free Conference Committee on the part of the Senate, to-wit: Senators Weinert, Watson, Townsend, Warren, Vaughan.

The above motion was read, and

Senator Terrell made the point of order that Senate bill No. 88 should be re-

ferred to a committee, in that the House had amended the Senate bill by substituting a House bill in lieu thereof, and should be referred to a committee as provided in Senate Rule 34.

The Chair sustained the point of order.

Senator Vaughan moved that Senate Rule No. 34 be suspended for the purpose of taking action on Senate bill No. 88 only.

The motion was adopted by the following vote:

Yeas—27.

Astin.	Morrow.
Bailey.	Murray.
Brelsford.	Nugent.
Carter.	Paulus.
Collins.	Real.
Conner.	Taylor.
Cowell.	Townsend.
Darwin.	Vaughan.
Gibson.	Warren.
Greer.	Watson.
Hudspeth.	Westbrook.
Johnson.	Wiley.
Lattimore.	Willacy.
McGregor.	

Nays—3.

Kauffman.	Terrell.
McNealus.	

Absent.

Weinert.

The motion for a Free Conference Committee was then adopted.

HOUSE BILL NO. 14—FREE CONFERENCE COMMITTEE ON.

Senator Lattimore offered the following motion:

I move that the Senate accede to the request of the House for a Free Conference Committee on House bill No. 14, and that the following be appointed on the said committee on the part of the Senate: Senators Warren, Weinert, Townsend, Watson, Vaughan.

The above motion was read and adopted.

EXECUTIVE MESSAGE.

Action recurred on the reading of the Governor's message, the question being on the motion by Senator Townsend that the reading of the message be postponed until Monday morning.

Senator McNealus moved to table the motion to postpone, which motion was adopted by the following vote:

Yeas—18.

Astin.	Morrow.
Bailey.	Nugent.
Carter.	Paulus.
Cowell.	Real.
Gibson.	Taylor.
Kauffman.	Terrell.
Lattimore.	Vaughan.
McGregor.	Watson.
McNealus.	Willacy.

Nays—8.

Collins.	Townsend.
Darwin.	Warren.
Greer.	Westbrook.
Johnson.	Wiley.

Absent.

Brelsford.	Murray.
Conner.	Weinert.
Hudspeth.	

The reading of the message was resumed and completed.

HOUSE BILL NO. 13.

In accordance with the rule governing night sessions, Senator Real called up House bill No. 13, and pending discussion, on motion of Senator Carter, the bill was recommitted to Committee on Towns and City Corporations with the agreement that action be taken on same Monday.

SIMPLE RESOLUTION.

By Senator Vaughan:

Resolved by the Senate, That whereas, in the consideration of Senate bill No. 114 before it was engrossed an amendment was offered by the Senator from Brazos, Senator Astin, and adopted, adding after the word "act," in line 7, on page 2 of the bill printed for the Senate, the following: "And be required to register with the State Board of Veterinary Medical Examiners not later than January 1, A. D. 1914, by filing with said Board a copy of said certificate;" and

Whereas, It was intended by the amendment to add said words after the word "act" in line 9 of page 2 of said bill; and

Whereas, Said words above quoted should be taken out of where they occur in the engrossed bill and made to follow the last word, the word "act," in said section; therefore be it

Resolved by the Senate, That the said

bill be returned to the House of Representatives, and that the House be requested to rescind its action in finally passing said bill, and to amend said bill by striking the above quoted words from where they occur in Section 2 of said act, and adding them after the last word of said Section 2.

The resolution was read and adopted.

HOUSE BILL NO. 376.

(By Unanimous Consent.)

The Chair laid before the Senate, on third reading

House bill No. 376, A bill to be entitled "An Act to provide for the establishment and maintenance of a State Training School and Home for the Feeble Minded of Texas, to locate same, and to provide for its control and management, and for a board of advisers to determine conditions of admission to said training school and home, and to make appropriations for its establishment and maintenance, and declaring an emergency."

The bill was read third time and passed by the following vote:

Yeas—23.

Astin.	Paulus.
Bailey.	Real.
Carter.	Taylor.
Cowell.	Terrell.
Darwin.	Townsend.
Gibson.	Vaughan.
Johnson.	Warren.
Lattimore.	Watson.
McGregor.	Westbrook.
McNealus.	Wiley.
Morrow.	Willacy.
Nugent.	

Absent.

Brelsford.	Hudspeth.
Collins.	Kauffman.
Conner.	Murray.
Greer.	Weinert.

Senator Nugent moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

SENATE BILL NO. 452.

(By Senator Taylor.)

The Chair laid before the Senate, on second reading,

Senate bill No. 452, A bill to be entitled

"An Act to authorize the payment of a certain sum out of the funds appropriated for the maintenance of the Confederate Home to such inmates of the Home as may desire to accept such payment, and leave the home, and declaring an emergency."

Senator Taylor offered the following amendment, which was read and adopted:

Strike out in line 5, page 2 the words "and who have left said Home."

The bill was read second time and passed to a third reading.

On motion of Senator Taylor, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—23.

Astin.	Nugent.
Bailey.	Paulus.
Carter.	Real.
Collins.	Taylor.
Cowell.	Terrell.
Darwin.	Townsend.
Greer.	Vaughan.
Johnson.	Warren.
Lattimore.	Watson.
McGregor.	Westbrook.
McNealus.	Wiley.
Morrow.	

Nays—2.

Gibson.	Willacy.
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Absent.

Brelsford.	Kauffman.
Conner.	Murray.
Hudspeth.	Weinert.

The bill was read third time and passed by the following vote:

Yeas—19.

Astin.	Paulus.
Carter.	Real.
Collins.	Taylor.
Cowell.	Terrell.
Darwin.	Townsend.
Greer.	Vaughan.
Johnson.	Warren.
Kauffman.	Watson.
Morrow.	Westbrook.
Nugent.	

Nays—5.

Gibson.	Wiley.
Lattimore.	Willacy.
McGregor.	

Absent.

Bailey.	McNealus.
Brelsford.	Murray.
Conner.	Weinert.
Hudspeth.	

Senator Taylor moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

REASON FOR VOTE.

I approve the purpose of the bill, but believe it is unconstitutional, and for that reason vote "nay."

WILEY.

HOUSE BILL NO. 739.

The Chair laid before the Senate, on second reading and regular order,

House bill No. 739, A bill to be entitled "An Act to authorize and empower Falls county, or any political subdivision of said county by a vote of two-thirds majority of the resident taxpayers, qualified voters of such county or political subdivision thereof, voting thereon to issue bonds to any amount, not exceeding one-fourth of the assessed valuation of the real property of such county, or of such political subdivision of such county and to levy and collect taxes to pay the interest of such bonds and to provide a sinking fund for the redemption thereof, for the purpose of constructing, maintaining and operating macadamized roads, graveled or paved roads and turnpikes, and prescribing ways and means of conducting said work, and requiring an emergency."

The committee report, which provided that the bill be not printed, was adopted.

The bill was read second time and passed to a third reading.

On motion of Senator Terrell, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—25.

Astin.	Greer.
Bailey.	Johnson.
Carter.	Kauffman.
Collins.	Lattimore.
Cowell.	McGregor.
Darwin.	McNealus.
Gibson.	Morrow.

Nugent.	Vaughan.
Paulus.	Warren.
Real.	Westbrook.
Taylor.	Wiley.
Terrell.	Willacy.
Townsend.	

Absent.

Brelsford.	Murray.
Conner.	Watson.
Hudspeth.	Weinert.

The bill was read third time and passed by the following vote:

Yeas—28.

Astin.	Morrow.
Bailey.	Murray.
Carter.	Nugent.
Collins.	Paulus.
Conner.	Real.
Cowell.	Taylor.
Darwin.	Terrell.
Gibson.	Townsend.
Greer.	Vaughan.
Johnson.	Warren.
Kauffman.	Watson.
Lattimore.	Westbrook.
McGregor.	Wiley.
McNealus.	Willacy.

Absent.

Brelsford.	Weinert.
Hudspeth.	

Senator Terrell moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

SENATE BILL NO. 142.

The Chair laid before the Senate, on second reading and regular order,

Senate bill No. 142, A bill to be entitled "An Act requiring railroads, machine shops and other concerns, manufacturing or repairing cars within this State to provide all tracks upon which such cars are manufactured or repaired, to be provided with derailing devices, providing penalties for violations thereof, and fixing the time for this act to become operative."

The committee report with (committee) amendments was adopted.

The bill was read second time and ordered engrossed.

On motion of Senator Townsend, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

73—S

Yeas—28.

Astin.	McNealus.
Brelsford.	Morrow.
Carter.	Murray.
Collins.	Nugent.
Conner.	Paulus.
Cowell.	Taylor.
Darwin.	Terrell.
Gibson.	Townsend.
Greer.	Vaughan.
Hudspeth.	Warren.
Johnson.	Watson.
Kauffman.	Westbrook.
Lattimore.	Wiley.
McGregor.	Willacy.

Absent.

Bailey.	Weinert.
Real.	

The bill was read third time and passed.

Senator Townsend moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

HOUSE BILL NO. 245.

The Chair laid before the Senate, on third reading and regular order,

House bill No. 245, A bill to be entitled "An Act to amend Articles 3003 and 3007 of Chapter 7, Title 49, of the Revised Civil Statutes of Texas of 1911, relating to officers of election assisting a voter in preparing his ballot; also amending Article 258, Chapter 2, Title 6, of the Revised Penal Code of Texas of 1911, so as to provide a penalty for the violation of the said articles of the Revised Civil Statutes as the same are hereby amended."

The bill was read third time and passed.

Senator Vaughan moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

FREE CONFERENCE COMMITTEE
REPORT ON SENATE BILL NO. 6.

To Hon. Will H. Mayes, Lieutenant Governor and President of the Senate, and Hon. Chester H. Terrell, Speaker of the House of Representatives, Austin, Texas.

Gentlemen: We, the undersigned persons who were selected as a Free Cou-

ference Committee to consider Senate bill No. 6,

A bill to be entitled "An Act granting to the Cuero Light and Power Company now owning and maintaining a dam across the Guadalupe river near Cuero, Texas, being a corporation duly incorporated under the laws of the State of Texas, having its domicile in the city of Cuero, in DeWitt county, Texas, and having there established its principal offices and place of business, power, privilege and authority to maintain its dam already in existence, and to erect, build, construct, maintain and operate two additional dams across the Guadalupe river in DeWitt county, Texas, one at any point on said river above what is known as Heard's bridge, a public highway of DeWitt county, Texas, across said river, and between said Heard's bridge and what is known as the Clinton bridge across said river in DeWitt county, Texas, also being a public highway bridge, and the other dam to be erected at some point within one mile below or above what is known as the Roehheim bridge across said Guadalupe river, in DeWitt county, Texas, the same being a public highway bridge across said river, and in connection with each of said dams to erect reservoirs, lakes, locks, abutments, buildings and machinery; and to grant to said Cuero Light and Power Company the privileges and rights to use all of the land and water and riparian rights, and all rights of every character of the State of Texas in, to and adjacent to said Guadalupe river between the points above mentioned and at the location of the dam now owned by them, including especially such rights in its bed, channel, banks, waters, falls, powers and current; granting to and conferring upon said corporation the power, authority and privilege to dam and overflow the water of said Guadalupe river and its tributaries at the points above mentioned and up said stream from said points of said dam as far as the back water or reservoir of said dams would extend; and in any manner to deepen, lower, drain and excavate the channel, bed and banks of said Guadalupe river from said dams across said Guadalupe river as far back as any back water or reservoir will extend; and to back the water in said Guadalupe river and its tributaries up the said river above mentioned to any height, and declaring an emergency."

Have had the same under consideration, and we beg to recommend that the Senate recede from its original bill and

accept the House substitute bill with the following amendments:

Amend the caption of the substitute bill by adding between the words "prescribe" and "and," in line 7, the following: "And providing priority of interest in leasing, and also providing means of adjusting damages for the destruction of dams or property now owned by certain persons, and providing for the number of dams to be erected by any person, firm or corporation; the manner of measuring water and further providing for the manner of distributing power and regulating the sale of same, and also regulating the terms under which a sale of leasehold may be made and fixing the rights of purchasers of said leaseholds, and amending Section 1 so that the same shall hereafter read as follows:

"Section 1. The Governor, the Attorney General and the Land Commissioner of the State of Texas or any two of them, be, and are, hereby authorized to lease to Cuero Light and Power Company or any other person, firm or corporation upon such terms and for such consideration as they may prescribe for a period not to exceed fifty years, any or all the water rights belonging to the State of Texas in and to the Guadalupe river in DeWitt county. Provided, however, that the water rights granted shall be for hydro-electric and power purposes only, and no one person, firm or corporation shall be granted the right to construct a greater number of dams in said river than is sufficient to generate with machinery ordinarily used for such purposes, not exceeding 1800 horse power, measured when the river is at its minimum flow, calculated by the standard method of hydraulic measurement. Provided further, that any firm, corporation or person to whom such lease is made shall distribute the power when sold to the public without discrimination, and shall sell the same to consumers in the same class and under like conditions at the same price and upon the same terms. Provided, however, said leasehold may be sold, but no encumbrance or sale of leasehold which creates a trust or monopoly shall ever be made, nor shall any sale or leasehold ever be made to any trust or monopoly. Provided, also, that any lienholder, bondholder or purchaser shall have no greater rights than the lessee hereunder, and shall be subject to the same liabilities and duties to the State."

And amending Section 2 of the House substitute bill by adding at the end of Section 2, the following:

"And any person, firm or corpora-

tion now owning a dam or having acquired property for the purpose of building a dam or dams under this act, shall have a priority over others in making such lease or leases; and in the event a lease or leases shall be made to some person, firm or corporation other than one having a dam or dams or having acquired property for the purpose of constructing a dam or dams across said river in said county, then the person, firm or corporation so leasing said water rights and bed of said stream shall, under the condition of such lease or leases, be required by the Governor, Attorney General and Commissioner of the General Land Office, or any two of them, to compensate the owner of said dam or dams now constructed, or property now acquired in such amount, and upon such terms as may be fixed by the Governor, Attorney General and Commissioner of the General Land Office, and if lease or leases are made to others than the owners of said property above described, then the fact of leasing will require party leasing to submit to the arbitration herein provided."

MURRAY,
HUDSPETH,
WATSON,
BAILEY,
REAL,

On the part of the Senate.

FLOURNOY,
WAGSTAFF,
HILL,
CRISP.

On the part of the House.

The above report was read and adopted by the following vote:

Yeas—29.

Astin.	Morrow.
Bailey.	Murray.
Carter.	Nugent.
Collins.	Paulus.
Conner.	Real.
Cowell.	Taylor.
Darwin.	Terrell.
Gibson.	Townsend.
Greer.	Vaughan.
Hudspeth.	Warren.
Johnson.	Watson.
Kauffman.	Westbrook.
Lattimore.	Wiley.
McGregor.	Willacy.
McNealus.	

Absent.

Brelsford Weinert.

Senator Murray moved to reconsider

the vote by which the report was adopted and lay that motion on the table.

The motion to table prevailed.

ADJOURNMENT.

Senator Astin, at 10:30 o'clock p. m., moved that the Senate adjourn until 10 o'clock Monday morning, which motion was adopted by the following vote:

Yeas—18.

Astin.	McNealus.
Bailey.	Morrow.
Carter.	Murray.
Collins.	Nugent.
Cowell.	Paulus.
Gibson.	Real.
Hudspeth.	Terrell.
Kauffman.	Watson.
McGregor.	Wiley.

Nays—8.

Conner.	Lattimore.
Darwin.	Taylor.
Greer.	Townsend.
Johnson.	Westbrook.

Absent.

Willacy.

PAIRED.

Senator Warren (present), who would vote "nay," with Senator Weinert (absent), who would vote "yea."

Senator Vaughan (present), who would vote "nay," with Senator Brelsford (absent), who would vote "yea."

APPENDIX:

BILLS AND RESOLUTIONS SIGNED.

The Chair, Lieutenant Governor Mayes, gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read, the following bills and resolutions:

Senate bill No. 57, "An Act to validate incorporations of towns and villages heretofore attempted to be made under the provisions of Chapter 11, Title 18, of the Revised Civil Statutes of 1895, and of the law providing for the same under Chapter 14, Title 22, of the Revised Statutes of 1911, but which attempted incorporations failed to comply with all the requirements of said chapters and titles, and declaring an emergency."

Senate bill No. 362, "An Act to authorize, empower and permit Aransas county, upon a vote of two-thirds majority of the resident property taxpayers voting thereon, who are qualified electors of said county, to issue bonds, or otherwise lend its credit in any amount, not to exceed one-fourth of the assessed valuation of the real property of said Aransas county, and to levy and collect taxes to pay the interest on said bonds and to provide a sinking fund for the redemption thereof, for the purpose of laying out, opening, constructing and maintaining a public road and highway or causeway across the waters of Aransas bay, between Lamar peninsula and Live Oak peninsula, in said county, so as to connect the public road system of said county lying north on Copano bay with the public road system of said county of Live Oak peninsula, and declaring an emergency."

Senate bill No. 38, "An Act defining livestock commission merchants, requiring such merchants to give bond, imposing penalty for pursuing occupation of livestock commission merchant when bond has not been made; providing that suits may be brought on such bonds; fixing the venue of such suits; repealing all laws in conflict, and declaring an emergency."

Senate bill No. 239, "An Act to amend Subdivision 60, of Article 1121, of Chapter 2, of Title 25, of the Revised Civil Statutes of Texas, of 1911, adopted at the Regular Session of the Thirty-second Legislature, and authorizing the formation of corporations for the construction and operation of interurban electric, gas or gasoline, denatured alcohol or naphtha motor railways, with power to own, construct and operate union depots and office buildings."

House bill No. 22, "An Act to amend Articles 4621, 4622 and 4624, Title 68, Chapter 3, of the Revised Statutes of Texas, 1911, concerning the marital rights of parties, defining separate and community property of the husband and wife, conferring upon the wife the power to make contracts, authorizing suits on such contracts, giving the wife control over her separate property, placing limitations upon such control, giving her control over the rents from her separate real estate, interest on bonds and notes, and dividends on stock owned by her, and over her personal earnings, exempting the same from debts contracted by the husband, providing that the joinder of the husband shall be necessary to a conveyance or encumbrance of the wife's

lands, bonds and stocks, except that upon the order of the district court she may convey the same without the joinder of her husband, repealing Article 4625, Title 68, Chapter 3, of the Revised Statutes of Texas, 1911, and all other laws and parts of laws in conflict herewith, and declaring an emergency."

House bill No. 319, "An Act to authorize the Houston & Texas Central Railroad Company to purchase, own and operate the railroad of the Hearne & Brazos Valley Railroad Company, with the franchises and other property thereunto appertaining, and to authorize the Houston & Texas Central Railroad Company to issue additional mortgage bonds to the amount of the value of the railroad franchises and appurtenances so purchased as fixed, or as the same may be fixed, by the Railroad Commission of Texas, and to regulate the reports of the operations of such properties."

House bill No. 189, "An Act to amend Chapter 13, Title 71, of the Revised Civil Statutes of Texas, 1911, providing that corporate surety companies may become sureties on bonds of county and State officials."

House bill No. 180, "An Act to authorize railway and other transportation companies generating power and having a surplus, to sell same."

House bill No. 30, "An Act requiring any person or persons, firm or corporation entering into a formal contract with this State or its counties, or subdivisions thereof, or any municipality therein, for the constructing of any public building or public work, to execute bonds with sureties, with obligation that contractors shall pay laborers and those furnishing materials for such buildings and public works; providing that any person, company or corporation furnishing labor or materials and not having been paid, shall have right to intervene and be made a party to action with the State for adjudication; providing affidavits that labor and materials have been supplied; providing the time of beginning suit and manner of proceeding; providing that surety on said bond may pay into court the amount of the sureties' liability for distribution among creditors; and providing that notice of pending suits shall be given to all creditors."

House Concurrent Resolution No. 8, Sine die resolution making date 12 o'clock noon, Tuesday, April 1, 1913.

House bill No. 543, "An Act to create a more efficient road system for Freestone county, Texas, and declaring an emergency."

House bill No. 626, "An Act to authorize and permit the territory situated within the bounds of the town of Floydada, in the county of Floyd and State of Texas, and other land and territory adjacent thereto, to incorporate as an independent school district for free school purposes only, and declaring an emergency."

House bill No. 679, "An Act to create a more efficient road system for Smith county, Texas, making county commissioners ex-officio road commissioners; defining the duties of road commissioners; providing for the payment of officers' costs; abolishing the road overseer system in Smith county; placing all road hands under the jurisdiction and control of said road commissioner, etc., and declaring an emergency."

House bill No. 652, "An Act to create the Sandia Independent School District in Jim Wells county, Texas, etc., and declaring an emergency."

House bill No. 594, "An Act to create a more efficient road system for Tom Green county, Texas, and declaring an emergency."

House bill No. 593, "An Act creating the Hutchins Independent School District in Dallas county, Texas, and declaring an emergency."

House bill No. 540, "An Act creating the State Bureau of Child and Animal Protection and authorizing said bureau to investigate and secure the enforcement of the laws for the protection of children and dumb animals; providing for the appointment of agents, and providing for the publication of annual and biennial reports."

House bill No. 372, "An Act to create a more efficient road system for Goliad county, Texas, and declaring an emergency."

Senate bill No. 414, "An Act to amend Articles 1234 and 1236, of Chapter 13, Title 25, of the Revised Civil Statutes of the State of Texas of 1911, to provide for the acquisition by telegraph and telephone companies incorporated under the laws of Texas, of other companies or the systems of other companies incorporated for said purposes by construction or by purchase, lease or other contract, and declaring an emergency."

EXECUTIVE MESSAGE.

Mr. J. T. Bowman, private secretary of the Governor, appeared at the bar of the Senate, and, being duly announced, presented a message from the Governor, which was read as follows:

Governor's Office,
Austin, Texas, March 21, 1913.

To the Senate and House of Representatives:

After a most vigorous campaign covering a great portion of the spring and summer of 1912, in which the candidates for the Democratic nomination for Governor presented their views upon various questions of public interest, the Democratic State Convention met at San Antonio and promulgated the following platform of principles, calling upon the Legislature to enact their recommendation or demands into statutes. To refresh the memory of members, the platform in full is here quoted:

TEXT OF THE DEMOCRATIC PLATFORM ADOPTED BY 1912 STATE DEMOCRATIC CONVENTION AT SAN ANTONIO.

National Affairs.

1. We earnestly approve the platform of principles enunciated by the National Democratic party in convention assembled in Baltimore, and ratify and endorse the nomination of Woodrow Wilson, of New Jersey, for President, and Thomas B. Marshall, of Indiana, for Vice President, and pledge the co-operation and assistance of the Democratic party of Texas in securing their election.

Constitution Grants.

2. We hold the Constitution to be a solemn chart, defining and limiting the powers of government and insuring the protection of individuals and minorities against oppression, and we insist upon the observance of it in letter and spirit. Ours is a government regulated by law, and local self-government is a cardinal Democratic principle in perfect accord with the limitations of government established by the Constitution.

We believe that a representative Democracy is the most perfect form of government ever devised by the wisdom of man. We are unalterably opposed to every attempt to destroy or impair the excellent system established by our wise and patriotic forefathers. We hold it to be the highest duty of a representative to faithfully execute the will of his constituency, intelligently and honestly ascertained.

Public Education.

3. A general diffusion of knowledge being essential to the preservation of

the liberties and the rights of the people, we recommend that our educational system, from the primary school to the University, shall not longer suffer from faulty organization and insufficient financial support. The Democratic party of Texas, therefore, pledges the Thirty-third Legislature to make liberal appropriations for the support and development of our entire educational system.

We reiterate the demand made in the State Democratic platform adopted at Galveston, in August, 1910, that adequate provision by constitutional right be made for a liberal and independent income to support the State institutions of higher learning, including the University, the Agricultural and Mechanical College, the State Normal Schools and the College of Industrial Arts. We favor more efficient county supervision, and the extension and betterment of our rural schools, and the teaching in them of industrial and agricultural subjects. We favor the submission of an amendment to our Constitution which will provide that any county may levy, by a majority vote of the taxpayers thereof, a county tax for the better maintenance of the schools of such county. We further favor that the Legislature propose and submit an amendment to Section 11, of Article 16, of the Constitution, providing for the complete divorcement of the University and the Agricultural and Mechanical College, and remove the inhibition against making appropriations out of the general revenue for the erection of buildings for the University, and that a just and equitable division of the permanent University fund be made as between the University and the Agricultural and Mechanical College.

We endorse the proposed amendment to Article 16 of the Constitution providing for six-year terms of office for University Regents, and boards of managers and trustees of other State colleges, schools, eleemosynary and penal institutions, and we call upon all good Democrats throughout the State to vote for this amendment, to the end that a law may be enacted by the Legislature providing that the terms of members of such boards may be arranged so that the terms of office of one-third of each board may expire every two years, thus insuring those institutions against frequent changes of management to their detriment.

Under existing laws it is provided that school trustees of districts which levy a special local tax may extend the scholastic age in such district. We rec-

ommend the amendment of this law so as to give to school trustees in all districts in the State authority to extend the scholastic age in their discretion or on vote of the people of such district or community, up to the age of 21 years. We also recommend that the Legislature pass a law giving boards of school trustees in districts that may vote a special tax to supply text-books to children attending school in such districts, and to pay for the books thus furnished out of revenue derived from local taxation.

We recommend that the Thirty-third Legislature shall promptly pass a bill appropriating money to pay the emergency authorized by the Governor for the erection of a mess hall and a main building for the Agricultural and Mechanical College, and for the building for the use of the medical branch of the University at Galveston.

Warehouse System.

4. We protest against the tendencies of economical thought and of political policies to sacrifice the welfare of the producer, who is the only creator of wealth, and whose success is the very base of the State's prosperity. In order that the producer of cotton may be enabled to market his crop gradually and in such manner as will realize for him the value thereof, it is necessary that he have secure, adequate and inexpensive warehouse facilities which will enable him to hold his cotton, and the scrip issued therefor shall carry on its face such undisputed evidence of validity and solvency that it can be negotiated not only in the locality of its issue, but in the commercial center of the world. To realize these essential advantages to the maximum degree, it is necessary that a strong, stable and comprehensive warehousing system be established in this State, and in order that such system may not fall into the hands of private interests, which might utilize it to the detriment of the producers, a strong public power of control is advisable.

We earnestly recommend that the next Legislature shall pass a law establishing an efficient warehouse system for this State with proper provision for regulating the sampling and grading of cotton.

Without discussing the merits of pending proposals for monetary reform, we recommend that in any legislation which Congress may enact for emergency currency based upon commercial paper underwritten by banks or associations of banks, provision should be made for

including bonded or public warehouse cotton receipts, and we call upon our Senators and Representatives in Congress to urge the incorporation of such provision in any act which Congress may pass providing for emergency currency.

We recommend that the next Legislature shall make adequate appropriation for the agricultural department of the State government to enable said department to carry on the work for which it was created and to enable that department in connection with its crop-reporting system to co-operate with the agricultural departments of other cotton-growing States and with the Federal government in securing and publishing reliable statistics of cotton consumption and manufacturing and other useful information from all cotton-consuming countries, to the end that the public may have reliable information concerning the amount of cotton required for consumption, as well as the amount which will probably be produced.

Liquor Legislation.

5. We favor the enactment of a law by the next Legislature which will require every saloon in the State to close its place of business at 9:30 p. m. each week day and to keep the same closed until 6 a. m. the following day, and from 9:30 p. m. Saturday until 6 a. m. Mondays, and empower any incorporated city or town to close saloons earlier after sunset if the people of such city or town deem it advisable.

We favor the enactment of a law by the next Legislature empowering the city commission or city council of each and every city or town in the State to prescribe the district within which the sale of intoxicating liquors may be licensed within such city or town and empowering such city commission or city council to prohibit the location of saloons in residence districts where not inconsistent with the General Laws enacted by the Legislature.

We favor amendment to the local option system which will provide that the people of any county or subdivision thereof may order an election in like manner that an election on prohibition is ordered and may vote to confine the sale of intoxicating liquors to unbroken packages and prohibit the drinking of same on the premises where sold. Provided this section shall not apply to those counties and subdivisions of counties where local option has been adopted and is in force.

Election Laws.

6. We favor a general revision of the so-called election law, to the end that the individual voter may be fully protected in his right to cast an untrammelled ballot and have it honestly counted as he casts it. We especially favor an amendment to Section 110 of said law so as to provide that the will of the greatest number of voters of any precinct, county or district in a primary election shall be reflected by the delegates elected by such precinct, county or district to a State or district convention.

The provision now prohibiting campaign contributions by corporations to any candidate or to any election should be extended to apply to all persons and corporations required to obtain a permit or license from the State to do business, and we further declare for the enactment of a law requiring the publicity of all campaign contributions and expenditures in all elections, both before and after all elections.

We favor the passing of a law prohibiting the acceptance of money for the making of political speeches in all elections, and prescribing severe penalties for the circulation of campaign lies and slanders for the purpose of injuring persons who may be aspirants for public office.

Judicial Reform.

7. We recommend that the next Legislature pass a bill providing for the appointment of a commission of five competent attorneys, whose duty it shall be to take our Civil and Penal Codes and Session Acts and exclude from them surplus words and phrases, reduce their bulk, and yet retain the meaning and purpose of the law, and to recommend reform in the practice and procedure of our courts. This commission should be nonpartisan, and its members should be required to devote all their time to the work imposed upon them. The salary should be sufficient to justify the best lawyers in the State to accept the appointment upon the commission, and appointments should be confined to a list of names recommended by the endorsement of the Supreme Court and the Court of Criminal Appeals.

We favor a change in the practice which will require trial judges to charge a jury on the law before attorneys make any argument. This will afford a chance to discuss the charge and its application to the facts before the jury and avoid many reversible errors in the lower courts.

Insurance.

8. We favor the unconditional repeal of what is known as the fire rating board law.

We favor the enactment of a law for the protection of the insuring public against wildcat insurance companies, and a law for the regulating of benevolent and mutual insurance companies, to the end that members carrying policies of insurance shall be protected against the extravagance and waste of mutual and benevolent insurance funds.

Section 6 of Article 12 of the Constitution declares: "No corporation shall issue stocks or bonds except for money paid, labor done or property actually received."

We favor the enactment of a law which will carry this provision of the Constitution into effect and protect the public from issuance and sale of fictitious stocks or bonds of fire insurance companies or banking or trust companies or other corporations. We pledge the enactment of the law for controlling and regulating the organization of profit-sharing corporations and providing that the expense of such organization may be fixed and that the commission or compensation for the sale of stock or subscriptions thereto in such corporations or contemplated corporations be fixed at a reasonable amount, and providing that such organization shall be conducted under the general supervision of the appropriate State department, and persons selling such stock or taking subscriptions thereto shall be duly authorized so to do only on a permit from the department.

Arbitration.

9. We have a law in Texas providing for the arbitration of disputes between labor and their employees resulting in strikes. If called into use the law affords a fair method of adjustment of differences between striking employees and their employers. The law should be widened in its scope so as to allow the public, through some constituted authority, to invoke its provision and invite the disputants to arbitrate their differences when the good of the public as well as the contending parties justify and demand it.

Penitentiary Affairs.

10. The new penitentiary law imposes an extra burden of expense in the way of management of approximately \$300,000 per annum, and we favor a

revision of the statutes so as to eliminate such unnecessary expense.

We further favor the passage of an act making it a penal offense for any person to aid, abet or encourage a mutiny amongst the prisoners.

Board of Charities.

11. We favor the passage of a law by the next Legislature creating a State Board of Charities, whose terms of office shall be six years and who shall have the business supervision of all the asylums and other eleemosynary institutions in the State.

Civil Service.

12. All clerical positions in any of the departments or State institutions should be filled on the test of merit, and the rules of civil service applied to them. The merit system would enable the State to have its work done with fewer clerks and consequently with less expense. There would be no partisan service expected of those holding clerical positions under civil service regulations; neither would the head of a department or institution keep an incompetent person through political influence. The public service would be greatly benefited, and we recommend that the next Legislature enact such a law.

Railroad Stocks and Bonds.

13. We endorse the bill recommended to the Special Session of the Thirty-second Legislature by the Governor, which proposed an amendment to the stock and bond law so as to authorize railroad companies to issue improvement bonds under the restriction and control of the Railroad Commission, so that railroad properties in uncompleted condition or in a state of decay may be improved and made more serviceable and safe to the traveling public.

14. We believe in the wisdom of the Railroad Commission act and the laws regulating the issuance of stocks and bonds of railway corporations in this State. It is evident, however, that the present transportation facilities are not adequate to the proper transaction of its business. To the end, therefore, that new mileage may be constructed and the facilities of all lines be extended and improved, the party pledges itself to the enactment of such laws as shall permit the issuance of bonds or other evidences of indebtedness secured by lien upon the properties of such rail-

ways, not to exceed the actual present value of the property at the time of the issuance of the securities, and the Railroad Commission shall be authorized upon its own motion and required upon the application of any railroad company to value or revalue any railway line to ascertain its just present value, the amount of the securities to be issued thereon, in no case to exceed the actual present value of such property, as same shall be ascertained by the Railroad Commission. Laws shall likewise be passed permitting the issuance by railway carriers of bonds or other evidences of debt, secured by lien on the property, for the purpose of procuring and constructing equipment, additions, improvements and betterments, not in any way to exceed the cost thereof as ascertained by the Railroad Commission of Texas.

Good Roads.

15. There is no internal improvement that will advance the welfare of our people more rapidly than the construction of substantial public highways.

We recommend to the next Legislature the passage of a law creating the position of Public Highway Engineer to co-operate with county officers in laying out and building better public roads. We also favor an amendment of the law so as to authorize the voting of bonds for good roads by a majority of the property taxpayers.

The Insane.

16. We recommend that the next Legislature make ample appropriation to provide asylum room for every insane person in the State.

Confederate Pensions.

17. We endorse the proposed amendment to the Constitution to be voted on in the general election in November, which proposes a special tax not to exceed 5 cents on the \$100 to pay Confederate pensions.

Game Laws.

18. We commend the efforts of the administration to preserve and protect the fish, oysters and game of the State, and recommend such amendments and changes in the laws for the protection of game, fish and oysters as will make them more effective.

Public Health.

19. We commend the efforts designed to secure greater efficiency in the public health of the State and favor such further legislation and appropriations as will more effectively accomplish this purpose.

Protection of the Border.

20. We endorse the action of the Governor of this State in the prompt and efficient exercise of his constitutional powers in preventing the destruction of life and protecting property from depredations by marauders from Mexico, and call upon the Federal government to fulfill its obligation to maintain order along the Rio Grande border and safeguard the rights of Americans residing in Mexico or doing business in that country.

Irrigation and Mining.

21. We favor the passage of such thorough, wise and constructive legislation in aid of the great interests and subjects of irrigation, mining and drainage and for the conservation of our natural resources as these great subjects demand. These laws as to irrigation should be so liberal as to encourage and promote development, and yet so carefully guarded as to prevent monopoly and illegal exactions; to protect the riparian owner and also give assurance of care and protection of the interests of both upper and lower land owners. Our present law should be amended so as to authorize, by vote of land owners to be affected, more liberal bond issues, thereby making possible the development and improvement of rich sections of our semi-arid lands and greatly adding to their productiveness and to the wealth and well-being of our citizenship. Encouragement of the proper development of our mining wealth should find expression in fair and liberal legislation, with the same safeguards.

22. We favor the passage and adoption of additional laws for the greater protection of the stock and sheep-raising interests of Texas and for a substantial allowance in the way of appropriations to carry on the work of inspection.

Wife Abandonment.

23. We favor the passage of a law with adequate penalties making it an offense to abandon the wife or minor children under 16 years of age, or to neglect or refuse to support them.

Employees' Compensation.

24. We favor the enactment of an employees' compensation law affording adequate indemnity for injury to body or loss of life applicable to employees in this State engaged in hazardous avocations.

The foregoing platform commits the Legislature to a comprehensive legislative program for the development and upbuilding of the State's best interests, and there should be but little division amongst the members of the Legislature in an effort to carry its demands into statutes. It certainly cannot be said that the policies enunciated by the platform were not fully discussed in the campaign preceding the holding of the Democratic convention, for there never was a more vigorous campaign conducted in any State, and the principles in the platform were steadfastly advocated and defended by myself in all section of Texas, and the people of the State, by a majority of over 42,000, endorsed them. Seventy-five out of one hundred and twenty-seven representative districts gave to me a majority of their votes in the Democratic primary. These seventy-five districts have eighty-seven members on the floor of the House of Representatives. In nineteen out of the thirty-one Senatorial districts the people gave me a majority of their votes. This administration is committed to the carrying out of all of the pledges and promises made in the platform. I believe in good faith—I believe that men who make promises to the people when seeking offices ought to have the courage to carry them out after they are chosen as representatives of the people, and for myself I shall endeavor in every honorable and legitimate and proper way to keep faith with the people who have honored me.

The Legislature met on the 14th of last January, organized and began its labor, but up to this Good Friday in March not a single bill intended to carry out any one of the platform demands has reached the Governors' office. This is true in face of the fact that joint resolutions for the amendment of the Constitution and bills were carefully drawn to carry out the comprehensive platform demands for the betterment and improvement of our educational system and educational institutions, and were all early introduced in both branches of the Legislature.

One of the crying needs of our farmers is a warehouse system which will

provide them with convenient and safe means for storing the products of their labor, thus enabling them to secure a warehouse receipt which will be good collateral in the banks of the world, and upon which they can borrow money to meet their pressing obligations and not be forced to sacrifice their products upon a declining market in order to meet their current obligations. A splendid bill which will authorize the farmers to organize rural credit unions has been prepared and introduced, and I do sincerely hope the Legislature will pass this bill before it adjourns, and take such other action as necessary to insure to the farmers of this State the establishment of a good warehouse system.

The platform demands the enactment of a law for the closing of all saloons in Texas from 9:30 o'clock p. m. of each day until 6:00 o'clock a. m. of the following morning, and from 9:30 p. m. Saturday nights until 6:00 a. m. the following Monday morning. A bill was prepared in this office carrying out this platform promise. It was passed practically by a unanimous vote in the Senate, and has been in the House of Representatives unacted upon since the 5th day of February. Perhaps no single question in the last campaign was more thoroughly and viciously debated than this one. The platform demands the passage of a law in conformity with the views advocated last year by myself and those who supported my candidacy. It was possible to have closed every saloon in Texas at 9:30 p. m. and keep them closed until 6:00 a. m. forty days ago, and failure to do so rests upon the members of the House of Representatives.

The platform further demands the enactment of a law empowering the city commission or city council of each and every city or town in the State to prescribe the district within which the sale of intoxicating liquors may be licensed, and empowering said city commission or city council to prohibit the location of saloons in residence districts. A bill to carry out this platform demand was prepared in the Governor's office, introduced in both Houses, and remains unacted upon.

The platform further calls for the enactment of a law which will give to the people of counties or subdivisions thereof, where prohibition may have been defeated, the right to adopt upon themselves a law which would prohibit the sale of intoxicating liquors except in unbroken packages. This is a good mea-

sure and ought to meet with no opposition.

The platform calls for a general revision of the election law, and especially calls upon the Legislature to at least amend that section of the election law which now prohibits corporations from contributing to political party campaign funds, or to the campaign funds of individual candidates. A bill has been prepared which complies with this platform demand, and if enacted will prohibit any corporation formed under the laws of this State, or one formed under the laws of any other State, and securing a permit to do business in this State, and all persons receiving a license from the State to do business in Texas, from contributing to the campaign funds of any political party or political organization, or to the campaign expenses of any individual candidate for any office. If passed, this bill would apply to all liquor dealers and to all pool room owners and to all corporations receiving a charter or permit to do business in Texas. This bill (Senate bill No. 303) passed the Senate, and has been in the House of Representatives since the 6th day of February unacted upon.

The platform further demands that a bill shall be passed prohibiting the acceptance of money for the making of political speeches in all campaigns in this State. This is a reform which no man not accepting such employment ought to oppose, as the enactment of such a statute would largely tend to reduce the need for the use of money, and would reduce its corrupting effects upon the politics of our State. Men would not voluntarily devote their time and energy and apply their vilification to a man without good reason if you take away from them the chance to earn money with their slanderous tongues.

The platform calls for practical judicial reforms. Bills for the relief of the Supreme Court, relating to pleading, and requiring that a judge shall charge the jury on the law before arguments of counsels begin, and a number of other useful and helpful measures have been introduced in both Houses, but none of them have been passed.

The platform calls for the correction of our insurance laws so as to give more adequate protection to the insuring public, and favors the unconditional repeal of the fire rating board law, but no bill upon this important subject has been passed.

The platform demands the amendment of the existing arbitration law so as

to better provide for the settlement of disputes between organized laborers and their employers, but nothing has been done with this important subject.

The Thirty-first Legislature passed a law for the control and government of our penal system. That law entailed upon the management of the system an extra burden of expense, arbitrarily fixed, of more than \$300,000 for the first two years of its administration. It required the expenditure of a large sum of money for the improvement and repair of the prison system, and as far as it has been in the power of the administration of prison affairs, the requirements of this law have been met. In addition to these legal requirements, misfortune overtook the system. The loss on account of the freezing of the cane crop in one year and the drouth in the other, and the heavy losses by fire, have resulted in a heavy indebtedness. These misfortunes could not be foreseen. At the beginning of the first term of this administration there were a little more than 3,400 convicts in the prison system. At this time there are practically 4,000. The credit of the system is low by reason of its heavy indebtedness. The expense was required by the Legislature and adequate funds were not supplied to meet it.

I am advised by the managers of the State Railroad, which has been operating during the last two years at a loss of \$50,000, that its condition is such that it is unsafe to run a train over the track. The ties are rotten and the bridges insecure. All of these things cry out and beg for attention at the hands of the Legislature, but these appeals up to this time seem to have fallen upon deaf legislative ears.

I want to say with blunt frankness, but in all kindness, that unless the Legislature does something to relieve the situation I shall feel impelled, as a matter of necessity, to pardon enough convicts out of the penitentiary to reduce it to a self-supporting basis. I do not believe that the conscientious members of the Legislature who have a proper sense of obligation resting upon them with reference to this institution will permit this session to close without passing necessary legislation for the relief of the Prison System. We could lease these convicts at \$30 per month and put the Prison System on a self-supporting basis until the year 1914, but, so help me God, as long as I am Governor of Texas the convicts shall not be subjected again to the slavish

brutality practiced upon them under lease contracts of the previous administration in order that money might flow into the coffers of the Penitentiary's treasury. The man who stands on the floor of either the House of Representatives or the Senate and atones for the conditions that prevailed prior to the beginning of this administration and blocks the way to proper legislation which will enable the carrying on of the Penitentiary System under humane management is a criminal at heart if he is not shown to be such by his profession.

The Institution for the Training of Juveniles at Gatesville ought to have consideration at the hands of this Legislature before it adjourns. From my point of view, that institution has never been a creditable one to the State. The law needs changing, the negroes and whites should have separate provision made for them, and the children in that institution under the age of responsibility, or twelve years old, ought to be separated from the older ones who are there serving terms for the violation of some criminal statute.

The asylums are crowded and the jails are filling up with insane, who cannot be received into proper institutions for their care and treatment on account of lack of asylum room. The Democratic party in its convention asks the Legislature to make ample appropriation to provide room for all the insane in the State. A bill was prepared in the Governor's office and introduced by friends of the administration in both branches of the Legislature, asking for adequate appropriations to enlarge the asylums of this State so as to take the unfortunate bereft of reason out of the county jails, many of which wreak with filth and are in an unhealthful condition. Bills appropriating money for less important purposes have reached me, but up to this hour nothing has been done to vouchsafe to the people of this State the pledges made by the Democratic party and its successful candidate for Governor for the relief of the unfortunate insane. Failure in this regard must rest where it properly belongs, upon the two branches of the Texas Legislature, if it adjourns this session without supplying the means to meet this requirement.

The platform calls for the passage of a law, with adequate penalties, making it an offense to abandon a wife and children under sixteen years of age, or to neglect or refuse to support them.

Bills have been introduced on this subject, but the Legislature seems so much engrossed with the passage of measures pushed by organized lobbies, consolidation bills and other measures for the relief of corporations and special interests, creating new offices and additional unnecessary expenses for the State government, that it has not had time to afford adequate protection, by proper statute, to the abandoned wives and children in Texas.

I shall forego a discussion of many other valuable platform demands which have been overlooked and neglected, but before closing this message I cannot forbear the expression of my contempt for a legislative policy which overlooks the plain demands of the people as expressed in the platform of the dominant political party, and neglects to give attention to them in order to force the Governor to call a special session of the Legislature. I appeal now to the sense of duty which I know must be implanted in the hearts of a majority of both branches of the Legislature, and ask them to devote time and attention enough to measures above specially mentioned between now and April 1, the date which you have fixed for final adjournment, in order that attention may be given to those matters of public concern as demanded in the Democratic platform.

The bills concerning education, such as that which will permit school trustees in all districts in the State to extend the benefits of public education to persons over seventeen years of age; that which provides for the compulsory attendance of idle children, and which will meet conditions prevailing in cities and towns; the constitutional amendments providing for a broader basis of education; the bills further regulating the liquor traffic; prohibiting the contribution of money to campaign funds, or to aid individual candidates by foreign or domestic corporations, and by all persons receiving a license to do business in the State of Texas; for the relief of the Penitentiary System; providing for judicial reform as demanded in the platform; the bill to prohibit the acceptance of money for making political speeches and prescribing penalties for the circulation of campaign slanders; the bill amending the insurance law; the passage of a "Blue Sky Law," which will prohibit the robbery of the people of large sums of money; the bill which will authorize the issuance of bonds by railway companies

for the improvement and betterment of their properties; the bill for a better system of good roads; appropriations to provide for the insane; and the appropriation bill, are all more or less advanced, and are in such a condition as that they can all be passed between now and the date fixed for final adjournment if the Legislature will devote its time and energy to this work. I appeal to the patriotism of the Legislature, not in anger, to co-operate with me by sending measures demanded by the platform, especially upon the subjects just above enumerated, to me for my approval.

I love Texas—I want to see her educational institutions improved, the public school system broadened and made more perfect, the penitentiary system repaired, and have no desire or ambition greater than to be of practical good use and service to the people who have honored me by two elections as their chief executive. If the Legislature will not respond and aid me in the efforts I have put forth in this direction at this term, what guarantee can I have of their co-operation in a special session?

Let us meet the responsibilities and discharge the duties of this hour and let political issues of the future take care of themselves. Let's not put off the work we should do today until tomorrow.

Respectfully,
O. B. COLQUITT,
Governor of Texas.

COMMITTEE REPORTS.

(Floor Reports.)

Austin, Texas, March 21, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Educational Affairs, to whom was referred

Senate bill No. 476, A bill to be entitled "An Act creating an independent school district, out of certain territory in Taylor county, Texas, and to alter the boundaries of the adjoining district, in conformity with such changes, and providing for trustees for such independent school district, and conferring powers thereon, and providing for assessment of taxes therein."

Have had the same under consideration and beg leave to report the same back to the Senate with the recommendation that it do pass and be not printed.

Paulus, Chairman; Astin, Johnson, Darwin, Cowell, Wiley.

Austin, Texas, March 20, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Roads, Bridges and Ferries, to whom was referred

House bill No. 829, A bill to be entitled "An Act to authorize Hemphill county, Texas, to lay out, construct and maintain roads and bridges and exempting said county from the limitation contained in Article 613, Title 18, Chapter 1, Revised Civil Statutes of 1911, and declaring an emergency,"

Have had the same under consideration and beg leave to report the same back to the Senate with the recommendation that it do pass and be not printed.

Terrell, Chairman; Weinert, Westbrook, Townsend.

Austin, Texas, March 21, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Roads, Bridges and Ferries, to whom was referred

Senate bill No. 477, A bill to be entitled "An Act to validate the incorporation of the town of Giddings, incorporated for free school purposes only, in Lee county, heretofore, on to wit, the 23rd day of March, 1893, declared to have been incorporated for free school purposes only, more clearly defining its boundaries; to validate the proceedings had by the board of trustees and other officers of said district under said incorporation of 1893 under the general law governing the incorporation of independent school districts, and especially all proceedings of date September 6, 1912, and all dates subsequent thereto, in the matter of ordering an election upon the issuance of twenty thousand dollars worth of bonds of said district for school building purposes, issuing notice thereof, declaring the result of the election, and authorizing the issuance of said bonds, and the levying of the tax therefor; investing the board of trustees with all powers conferred upon such districts by the general law, and declaring an emergency."

Have had the same under consideration and beg leave to report the same back to the Senate with the recommendation that it do pass and be not printed.

Terrell, Chairman; Weinert, Taylor, Morrow, McNealus, Townsend.

Committee Room,
Austin, Texas, March 21, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

Senate Concurrent Resolution No. 24, To provide for the creation of a commission to report to the Thirty-fourth Legislature of Texas a complete system of judicial reform, providing for the expense of said commission, defining the qualifications and duties of said commissioners, and making an appropriation to carry the same into effect.

And find the same correctly engrossed.

BRELSFORD, Chairman.

Committee Room,
Austin, Texas, March 21, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

Senate Concurrent Resolution No. 13,
And find it correctly engrossed.

BRELSFORD, Chairman.

Committee Room,
Austin, Texas, March 21, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared Senate bill No. 239, and find it correctly enrolled, and have this day, at 4 o'clock p. m., presented same to the Governor for his approval.

GIBSON, Chairman.

Committee Room,
Austin, Texas, March 21, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared Senate bill No. 57, and find it correctly enrolled, and have this day, at 4 o'clock p. m., presented same to the Governor for his approval.

GIBSON, Chairman.

Committee Room,
Austin, Texas, March 21, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Enrolled

Bills have carefully examined and compared Senate bill No. 38, and find it correctly enrolled, and have this day, at 4 o'clock p. m., presented same to the Governor for his approval.

GIBSON, Chairman.

Committee Room,
Austin, Texas, March 21, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Contingent Expenses, to whom was referred Simple Resolution in regard to the purchase of thirty-one copies of the annotated Constitution of the State, have had the same under consideration and I am instructed to report the same back to the Senate with the recommendation that it do not pass.

WARREN, Chairman.

The above report was, on motion of Senator Warren, read and adopted.

Committee Room,
Austin, Texas, March 21, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Towns and City Corporations, to whom was referred

House bill No. 619, A bill to be entitled "An Act to amend Articles 1003 and 1004, Chapter 10, Title 22 of the Revised Civil Statutes, 1911, providing for the condemnation by incorporated cities of private property for the purpose of opening, changing or widening any streets, etc., or for the purpose of constructing water mains, water work systems, etc., or for the purpose of constructing dams for power and for the maintaining of reservoirs, etc.,"

Have had the same under consideration and I am instructed to report the same back to the Senate with the recommendation that it do pass.

CARTER, Chairman.

Committee Room,
Austin, Texas, March 21, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Federal Relations to whom was referred Senate Simple Resolution declaring the Senate's adherence to the Monroe Doctrine, have

had the same under consideration and I am instructed to report the same back to the Senate with the recommendation that it do pass and be not printed.

WESTBROOK, Chairman.

Committee Room,
Austin, Texas, March 21, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Public Buildings and Grounds to whom was referred

House bill No. 103, A bill to be entitled "An Act to authorize the Governor of the State of Texas to purchase the LaBahia Mission property near Goliad, also to authorize the Governor of the State of Texas to accept land from the owner of what is commonly known as Fannin's Battlefield Ground in Goliad county, to make appropriation to pay for and improve said LaBahia Mission property, and to make an appropriation to improve said Fannin Battlefield Ground,"

Have had the same under consideration and I am instructed to report the same back to the Senate with the recommendation that it do pass.

DARWIN, Chairman.

PETITIONS AND MEMORIALS.

By Senator McNealus:

Letter signed by Samuel P. Mendez, Sr., Dallas, Texas, suggesting that the Legislature appropriate funds to defray transportation expenses of the Texas soldiers of the Confederate States to the battlefield of Gettysburg.

Read and referred on motion of Senator McNealus to Finance Committee.

By Lieutenant Governor Mayes:

The following telegram dated El Paso, Texas, signed by El Paso Chamber of Commerce:

Following resolutions passed unanimously this afternoon:

Resolved, That, whereas, on the 17th day of March this chamber voiced its opposition to a change in the present congressional district, in which El Paso county is situated, by resolutions, the wording of which has been wrongfully construed as intended as a personal criticism of some members or member of the State Senate comprising the Committee for the Redistricting of such State into congressional districts; therefore, be it

Resolved, That the Chamber of Commerce of El Paso, Texas, did not by such resolutions intend to reflect upon the good faith and fairness of Hon. Claude B. Hudspeth or of any such committee or other member of the Legislature of the State of Texas, and in so far as any language therein is susceptible of any such construction, the same is inapt and as such is hereby rescinded as an expression of the views of this chamber, this chamber only intending to express its best judgment with reference to how the districts should be created which position is hereby reiterated; and be it further

Resolved, That a copy of these resolutions be sent by telegraph to the Hon. Senator Hudspeth and to the President of the Senate of the Texas Legislature.

By Senator Carter:

Telegrams signed, respectively, by officers of Bricklayers and Masons' union and Carpenters' union of El Paso, Texas, reading substantially as follows:

Having noticed in the public press a certain resolution by the Chamber of Commerce of El Paso in reference to the congressional redistricting of the State, and believing it could be construed to reflect on the splendid character of Senator Hudspeth, we wish to assure the Senators of Texas of the high esteem in which he is held by our organization, numbering 400 of his constituents.

FIFTY-SECOND DAY.

Senate Chamber,

Austin, Texas,

Monday, March 24, 1913.

The Senate met pursuant to adjournment, and was called to order by Lieutenant Governor Will H. Mayes.

Roll call, a quorum was present, the following Senators answering to their names:

Astin.	McNealus.
Bailey.	Morrow.
Brelsford.	Murray.
Carter.	Nugent.
Collins.	Real.
Conner.	Taylor.
Cowell.	Terrell.
Darwin.	Townsend.
Gibson.	Vaughan.
Greer.	Warren.
Hudspeth.	Watson.
Johnson.	Weinert.
Kauffman.	Wiley.
Lattimore.	Willacy.
McGregor.	